New Jersey Department of Environmental Protection

Permits, Licenses, Approvals & Certificates

Permits, Licenses, Approvals & Certificates



State of New Jersey Christine Todd Whitman, Governor



Department of Environmental Protection Robert C. Shinn, Jr., Commissioner



Vision: The Department of Environmental Protection is committed to providing a high

quality of life for the residents of New Jersey.

Mission: To assist the residents of New Jersey in preserving, restoring, sustaining,

protecting and enhancing the environment to ensure the integration of high

environmental quality, public health and economic vitality.

INTRODUCTION

This handbook has been compiled to guide New Jersey residents and businesses in identifying and applying for any environmental permits, licenses, certificates or approvals which are administered by the New Jersey Department of Environmental Protection and some closely-related other state and federal agencies of government. Its purpose is for instructive guidance only. The handbook is not a substitute for administrative or statutory requirements of any law or regulation. Applicants are urged to contact the specific bureau or office listed for each permit for more detailed information and checklists of requirements for application submissions.

For each listed permit, the following information is provided:

- Name of permit;
- Summary/general description of the permit;
- Agency that issues the permit;
- Statutory authority for each permit;
- Contact for guidance and assistance;
- Estimated timeframe for the technical review for decision-making.
 (Administrative review for completeness of the application is not included in this estimate.)

The DEP welcomes comments regarding the use of this handbook and suggestions for making any future editions more valuable.

Contact:

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HOW TO USE THIS BOOK

With one exception at the very end, this book is arranged alphabetically in sections according to permit programs. Most are fairly straightforward. Air permits are listed under Air, for example. A Coastal Area Facility Review Act (CAFRA) Permit may, however, be more difficult to locate. It is listed under the Land Use Regulation Program which includes not only CAFRA, but Stream Encroachment, Tidelands, Waterfront Development, Tidal and Freshwater Wetlands Permits. Another section, Natural and Historic Resources, covers several groupings of non-construction related permits such as Green Acres Reviews and Wildlife Permits.

Since many projects require permits from the Department of Environmental Protection and other agencies as well, another section in the alphabetical listing has been named Other. This section covers permits which are closely related to the department's permits, but which are issued by other agencies such as the Pinelands Commission or the Delaware River Basin Commission.

The very last section of the book is out of alphabetical order and is entitled Certification/Licensing Programs. This section covers those programs for which the department conducts tests and issues either certificates or licenses as required by law for such professionals as Public Health Officers, X-Ray Technicians, and Well Drillers. These titles are arranged alphabetically by category within the section, i.e., Public Health Officers are listed under Health, X-Ray Technicians under Radiation, and Well Drillers under Water.

The department's home page address on the Internet's World Wide Web is http://www.state.nj.us/dep and inquiries are welcomed.

The DEP also administers a free service, an electronic information center providing departmental electronic data and information to the public. The public can download existing and proposed regulations, technical manuals, guidance documents and other DEP publications, such as the DEP BULLETIN, notices of upcoming environmental events, rule proposals and press releases. To access the Electronic Bulletin Board System (BBS), you will need a computer, a modem and communications software. Set your modem communications software for Data Bits: 8, Parity: N, Stop Bit: 1 and dial (609) 292-2006.

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AIR QUALITY

The mission of the Air Quality Permitting Program is to ensure for the citizens of New Jersey an environment which is as free from unacceptable levels of air pollution as possible. It evaluates new sources, reviews air quality modeling and risk assessments, evaluates applications for all new or modified equipment which emits air contaminants, oversees the measurement of contaminant emissions and issues permits for equipment which is subject to state and federal air pollution contributes.

Permit:

Subchapter 8: Permits and Certificates for Minor Facilities (and Major Facilities Without an Operating Permit)

Summary:

The following equipment and control apparatus, if it emits air contaminants, requires a preconstruction permit and an operating certificate:

- 1. Commercial fuel burning equipment with a maximum rated heat input of 1,000,000 BTU per hour or greater to the burning chamber;
- 2. Equipment which has the potential to emit any Group 1 or Group 2 TXS (or a combination thereof) at a rate greater than 0.1 pounds per hour (45.4 grams per hour);

Dry cleaning equipment;

- 4. A surface cleaner which uses a cleaning solution containing five percent or more VOCs, HAPs, or VOC and HAP combined and which is:
 - An unheated open top surface cleaner with a top opening greater than six square feet (0.56 square meters) or a capacity greater than 100 gallons;
 - ii. A heated open top surface cleaner;
 - iii. A conveyorized surface cleaner; or
 - A stationary spray cleaning or surface stripping operating using one half gallon or more of cleaning solution in any one hour;
- 5. Equipment used in a graphic arts operation which includes newspaper, lithographic, gravure, flexographic, letterpress and screen printing, in which the quantity of ink, fountain solution, or cleaning material used by a source in any one hour is equal to or greater than one-half gallon;
- 6. Any tank or vessel which has a capacity of more than 100 gallons and which is used: i. In etching, pickling, or plating; or
 - ii. In chromium electroplating or chromium anodizing;
- 7. A transfer operation involving gasoline or other VOCs regulated under N.J.A.C. 7:27-16.3 or 16.4, or a marine tank vessel loading or ballasting operation regulated under N.J.A.C. 7:27-16.5, if the operation is required to have a control device other than bottom fill or submerged fill;
- 8. Stationary storage tanks which have a capacity in excess of 10,000 gallons and which are used for the storage of liquids, except water or distillates of air;
- 9. Stationary storage tanks which have a capacity of 2,000 gallons or greater and which are used for the storage of a VOC or mixture of VOCs having a vapor pressure or sum of partial pressures of 0.02 pounds per square inch absolute (1.0 millimeters of mercury) or greater at standard conditions;
- 10. Tanks, reservoirs, containers and bins which have a capacity in excess of 2,000 cubic feet and which are used for the storage of solid particles;
- 11. Stationary material handling equipment using pneumatic, bucket or belt conveying systems from which emissions occur;
- 12. Equipment used in a surface coating operation including, but not limited to, spray and dip painting, roller coating, and electrostatic depositing, in which the quantity of coating or cleaning material used by a source in any one hour is equal to or greater than one half gallon of liquid;
- 13. Any equipment used for the burning of noncommercial fuel, crude oil or process byproducts in any form;
- 14. An incinerator, except an incinerator exempted under (d)9 below;
- 15. Equipment which is used for treating groundwater, industrial waste water, or municipal

wastewater with a solids content of less than two percent by weight as it enters the equipment (typical operations performed by this type of equipment include, but are not limited to, air stripping, aeration, digestion, thickening, flocculating, surface impounding, and dewatering), if the equipment does either of the following:

i. Treats or handles influent which has one or both of the following:

(1) A total concentration of VOCs and Group 2 TXS in the influent of 3,500 parts

per billion by weight (ppbw) or more; or

(2) A total Group 1 TXS concentration in the influent of 100 ppbw or more; or ii. Discharges more than 50 pounds per hour of sludge. For the purposes of this paragraph, wastewater with a solids content of two percent by weight or greater is considered sludge; 16. Equipment used for treating waste soils or sludges, including municipal solid wastes, industrial solid wastes, or recycled materials, if the influent to the equipment has a solids content of two percent by weight or greater. Typical operations performed by this type of equipment include, but are not limited to, soil cleaning, composting, pelletizing, grit classifying, drying, and transfer station operations. However this shall not include an area used as a temporary storage area, such as a concrete pad or a roll-off container, provided that the area is also not used for treatment; 17. Equipment used for the purpose of venting a closed or operating pump, sanitary landfill, hazardous waste landfill, or other solid waste facility, directly or indirectly into the outdoor atmosphere including, but not limited to, any transfer station, recycling facility, or municipal solid waste composting facility;

18. Any control apparatus serving equipment for which a permit and certificate is required pursuant to this section; and

19. Equipment in which the combined weight of all raw materials used, excluding air and water, exceeds 50 pounds in any one hour, except for equipment excluded from permit requirements under (c)3 through 18 above.

Agency:

New Jersey Department of Environmental Protection

Authority:

Air Pollution Control Act - N.J.S.A. 26:2C-9.2 et seq. and N.J.A.C. 7:27-8.1 et seq.

Contact:

NJDEP, Environmental Regulation Air Quality Permitting Program Bureau of New Source Review

P.O. Box 027

Trenton, NJ 08625-0027 at (800) 441-0065 or (609) 633-2753

Estimated

Timeframe:

The air permitting process is dependent on the complexity of the project. Temporary permits are routinely issued for pilot studies within eight weeks of receipt of an administratively complete application.

Level 1 (General Permits/Registration Type Permits)

Level 2 (Average Permits)

Solution Type Permits)

90 days

Level 3 (Complex Permits)

6 months

Level 4 (Incineration, Cogeneration

and Large Fuel-burning Equipment) 12 months Level 5 (Hazardous Waste Treatment Equipment) 18 months

Submit:

Applicants should contact the Bureau of New Source Review for information on application requirements and procedures for each type of permit.

Permit:

Registration of Toxic Substances (TXS)

Summary:

Anyone who stores, transfers or uses a toxic substance, must register with the department. Persons holding valid Air Pollution Permits for the particular activity are exempt from the

registration requirements. The toxic substances covered by the requirement are:

Benzene (Bensol)

Carbon Tetrachloride (Tetrachloromethane)

Cloroform (Trichloromethane) Dioxane (1,4 - Diethylene dioxide)

Ethylenimine (Aziridine)

Ethylene dibromide (1,2-Dibromoethane) Ethylene dichloride (1,2-Dichloroethane)

1, 1,2,2 - Tetrachloroethane (Sym Tetrachloroethane)

Tetrachloroethylene (Perchbroethylene)
1, 1,2 - Trichloroethane (Vinyl Trichloride)
Trichloroethylene (Trichloroethene)

No surface coating can contain more than 0.25% by weight of asbestos.

Agency:

New Jersey Department of Environmental Protection

Authority:

Air Pollution Control Act - N. J. S. A. 26:2C-9.2 et seq. and N. J. A. C. 7:37-17.1 et seq.

Contact:

NJDEP, Environmental Regulation Air Quality Permitting Program Bureau of New Source Review

P.O. Box 027

Trenton, NJ 08625-0027 at (800) 441-0065 or (609) 292-6716

Submit:

Applicants should contact the Bureau of New Source Review for information on registration

requirements and procedures.

Permit:

Air Quality Permit - Title V

Summary:

Title V of the federal Clean Air Act requires the states to develop regulations to implement a comprehensive Air Operating Permit Program (OPP). In response to the federal requirements, New Jersey adopted its operating permit rule in the October 3, 1994 NEW JERSEY REGISTER. Operating permits will consolidate all the mutiple permits needed for smokestack discharges into a single facility-wide permit. Included in the emission points will be those that have preconstruction

single facility-wide permit. Included in the emission points will be those that have preconstrupermits, those that are grandfathered from preconstruction permits, and fugitive emissions.

Agency:

New Jersey Department of Environmental Protection

Authority:

Air Pollution Control Act - N. J. S. A. 26:2C et seq. and N. J. A. C. 7:27-22 et seq.

Contact:

NJDEP, Environmental Regulation Air Quality Permitting Program Bureau of Operating Permits

P.O. Box 027

Trenton, NJ 08625-0027 at (609) 633-8248

Estimated

Timeframe:

18 Months

Submit:

One application for the entire facility

NOTE: Pre-application conferences are available and can be scheduled by calling (609) 633-8241.

DAM SAFETY

For public safety, the Dam Safety Program conducts engineering studies and inspections of dams throughout New Jersey to ensure their structural integrity.

Permit: Construct/Repair Dam Permit

Summary: A Dam Construction Permit or Repair Permit is required for the impounding of water on a

permanent or temporary basis on any river or stream, in this state or between this state and any other state, which raises the water of a river or stream more than five feet. A Dam Permit precludes

the need for a Stream Encroachment Permit.

Agency: New Jersey Department of Environmental Protection

Authority: Safe Dam Act - N.J.S.A. 58:4-1 et seq. and N.J.A.C. 7:20-1

Contact: NJDEP, Natural and Historic Resources

Engineering and Construction

Dam Safety Section

P.O. Box 419 Trenton, NJ 08625-0419 at (609) 984-0859

Estimated

Timeframe: Review time varies depending on the complexity of the project, averaging approximately 90 days.

(These projects are not covered by the 90 Day Construction Permit Act.)

Submit: Applicants should contact the office listed above for application forms and submission requirements.

LAND USE REGULATION PROGRAM

The Land Use Regulation Program seeks to protect New Jersey's valuable natural resources while fairly administering the permit programs associated with the Waterfront Development Act, the Wetlands Act of 1970, the Coastal Area Facility Review Act (CAFRA), the Flood Hazard Area Control Act (Stream Encroachment), the Freshwater Wetlands Protection Act, and the Riparian Lands Management Program, which regulate development in the state.

Administration of the permit programs associated with the statutes listed above is accomplished by two units, the Bureau of Inland Regulation and the Bureau of Coastal Regulation, they include nine regions, three engineering support groups, one application support section consisting of pre-review, data base management, financial transactions, administative unit, one general permit section consisting of general permits and jurisdictional determinations, and secretarial support.

Submit:

Application checklists and forms for the various permits in this section may be obtained by contacting:

NJDEP, Land Use Regulation Program

Application Support Unit

P.O. Box 439

Trenton, NJ 08625-0439 at (609) 777-0456

Permit:

Coastal Area Facility Review Act (CAFRA) Permit

Summary:

CAFRA regulates all development on beaches and dunes, and the first house or other development within 150 feet of tidal waters, beach or a dune. However, if there is an existing, intervening development (for example, a house) between a proposed project and the water, beach or a dune, CAFRA will apply only to: residential developments with three or more units; to commercial developments with five or more parking spaces, and to all public and industrial developments.

Beyond the 150-foot area but still within the CAFRA zone, residential developments of 25 or more units, commercial developments with 50 or more parking spaces or the equivalent, and all industrial and public developments will be subject to permit review.

In certain urban coastal municipalities known as "qualifying municipalities," the development threshold is higher. In this zone, beyond 500 feet from tidal waters, beaches or dunes, permit reviews will be required only for residential developments of 75 or more units and commercial developments with 150 or more parking spaces.

The CAFRA region extends from the confluence of the Cheesequake Creek and Raritan Bay in Middlesex County, along the Atlantic Ocean coastline and Delaware Bay, northwest along the Delaware River to Pennsville, Salem County. It includes all riparian, tideland and wetland acreage, encompassing 1,376 square miles of land area, and ranges from a few thousand feet to 24 miles from the waterline. (See map on page 12)

Agency:

New Jersey Department of Environmental Protection

Authority:

Coastal Area Facility Review Act N. J. S. A. 13:19-1 et seq.

Contact:

To find out if Permit is needed: NIDEP, Land Use Regulation Program

General Permit Section

P.O. Box 439

Trenton, NJ 08625-0439 at (609) 292-8262

Estimated Timeframe:

Covered by the 90 Day Construction Act, N. I. S. A. 13:1 D-29. The department shall issue a decision on an individual CAFRA application within 60 days of the public hearing, or close of 30 day public comment period, unless additional information was required, in which case the department shall act on

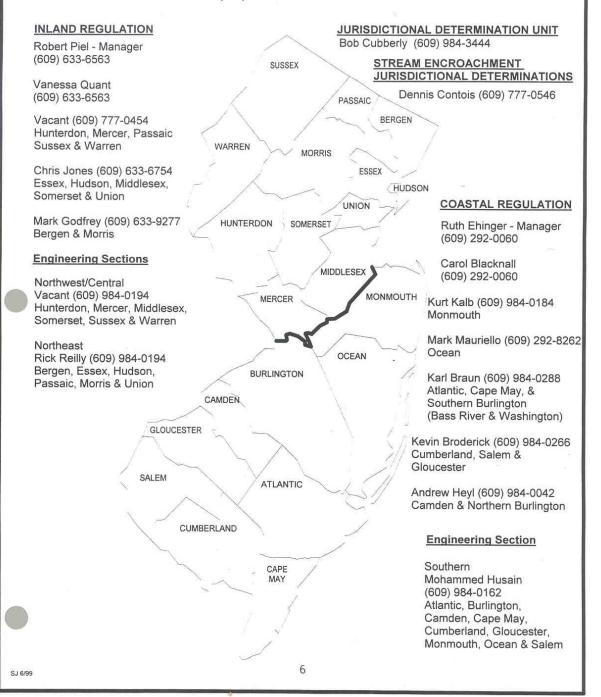
the application within 90 days of the date it was declared complete for final review.

NOTE: A project located in the Pinelands must have a Certificate of Filing, Notice of Filing or a

Certificate of Compliance from the Pinelands Commission.

LAND USE REGULATION PROGRAM REGULATORY REGIONS

Richard Kropp - Administrator (609) 984-3444



CAFRA includes all or portions of the following municipalities:

Atlantic County

Absecon City
Atlantic City
Brigantine City
Corbin City
Egg Harbor
Egg Harbor Township
Estell Manor City
Galloway Township
Hamilton Township
Linwood City
Longport Borough
Margate City
Mullica Township
Northfield City
Pleasantville City

Burlington County

Bass River Township

Port Republic City

Somers Point City

Ventnor City Weymouth Township

Cape May County

Avalon Borough
Cape May City
Cape May Point Borough
Dennis Township
Lower Township
Middle Township
North Wildwood City
Ocean City
Sea Isle City
Stone Harbor Borough
Upper Township
West Cape May Borough
West Wildwood Borough
Wildwood City
Wildwood Crest Borough

Cumberland County

Bridgeton City
Commercial Township
Downe Township
Fairfield Township
Greenwich Township
Hopewell Township
Lawrence Township
Maurice River Township
Millville City
Stow Creek Township

Woodbine Borough

Middlesex County

Old Bridge Township

Monmouth County

Aberdeen Township

Allenhurst Borough Asbury Park City Atlantic Highlands Borough Avon-by-the-Sea Borough Belmar Borough Bradley Beach Borough Brielle Borough Deal Borough Eatontown Borough Fair Haven Borough Hazlet Township Highlands Borough Holmdel Township Interlaken Borough Keansburg Borough Keyport Borough Little Silver Borough Loch Arbour Village Long Branch City Manasquan Borough Matawan Borough Middletown Township Monmouth Beach Borough Neptune Township Neptune City Borough Ocean Township Oceanport Borough Red Bank Borough Rumson Borough Sea Bright Borough Sea Girt Borough Shrewsbury Borough South Belmar Borough Spring Lake Borough Spring Lake Heights Borough Union Beach Borough Wall Township

Ocean County

Barnegat Light Borough
Barnegat Township
Bay Head Borough
Beach Haven Borough
Beachwood Borough
Berkeley Township
Brick Township
Dover Township
Eagleswood Township
Harvey Cedars Borough
Island Heights Borough
Lacey Township
Lakehurst Borough

West Long Branch Borough

Ocean County (con't)

Lakewood Township Lavallette Borough

Little Egg Harbor Township Long Beach Township

Manchester Township Mantoloking Borough Ocean Gate Borough Ocean Township Pine Beach Borough Point Pleasant Borough Pt. Pleasant Beach Borough

Seaside Heights Borough Seaside Park Borough

Ship Bottom Borough

South Toms River Borough

Stafford Township Surf City Borough Tuckerton Borough

Salem County

Elsinboro Township Lower Alloways Creek Mannington Township Pennsville Township Quinton Township

Salem City

Upper Penns Neck Township Carneys Point Township

Permit:

Stream Encroachment Permit

Summary:

The Flood Hazard Area Control Act requires DEP to review design of projects proposed to be built in a flood hazard area. The Flood Hazard Area Rules, which also draw authority from the Water Pollution Control Act and the Department of Environmental Protection Act, and are intended to control construction within and proximate to flood hazard areas in order to minimize potential on and off site damage to public or private property, to protect and enhance the public's health and welfare by minimizing the degradation of water quality from point and non-point pollution sources discharging into the flood hazard area and to protect wildlife and fisheries by preserving and enhancing water quality and the environment associated with the flood hazard area. Therefore, a stream encroachment permit is required for the construction, installation or alteration of any structure or permanent fill along, in or across, the channel or flood plain of any watercourse. A permit is also required for any alteration of, or discharge into, the watercourse itself. Development in tidal areas, along the Delaware and Raritan Canal (provided that development is not in the flood plain of another watercourse), regulated pursuant to "The Wetlands Act of 1970", N.J.S.A. 13:9A-1 et seq., or in tidally influenced flood plains that are regulated pursuant to the Waterfront and Harbor Facilities Act, N.J.S.A. 12:6-1 et seq. or the Coastal Areas Facilities Review Act (CAFRA) N.J.S.A. 13:19-1 et seq., are exempt from the requirement of a Stream Encroachment Permit.

Agency:

New Jersey Department of Environmental Protection

Authority:

The Flood Hazard Area Control Act- N. J. S. A. 58:16A-50 et seg., The Water Pollution Control Act- N.J.S.A. 58:10-1 et seq., The Department of Environmental Protection Act - 13:1D -1 et seq.,

and N.J.A.C. 7:13-1.1 et seq.

Contact:

To find out if Permit is needed NJDEP, Land Use Regulation Program

General Permit Section

P.O. Box 439

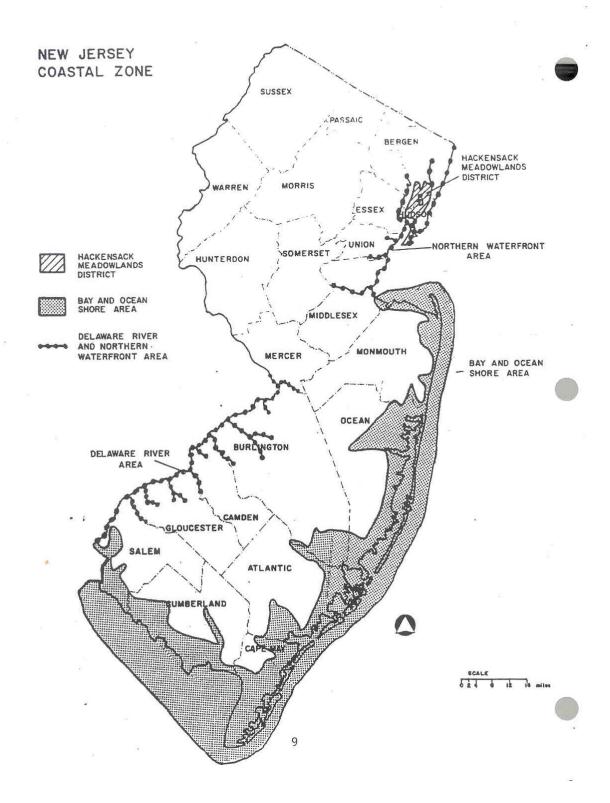
Trenton, NJ 08625-0439 at (609) 292-8262

Estimated

Timeframe:

Covered by the 90 Day Construction Act, N. J. S. A. 13:1 D-29. Once an administratively complete application is received, NJDEP has 90 days to issue or deny the permit. Some minor projects can be

reviewed within 70 days.



Permit: Tidelands Conveyances

(Riparian Grants, Leases and/or Licenses)

Summary:

Tidelands grants, leases and/or licenses are required for the use of state-owned riparian lands. These conveyances are granted by a 12-member Tidelands Resource Council, appointed by the Governor with the advice and consent of the Senate. The council is guided by the DEP Rules on Coastal Zone Management (essentially the core of New Jersey's federally approved Coastal Management Program) and by its own interpretation of protecting the public interest. The program's regulatory section chiefs make recommendations to the council on approval of leases, licenses and grants. The council's action on grants must be approved by the Commissioner, Attorney General and Governor.

An action by the council to approve a project can be reversed by any of those people, but an action

by the council to turn down a project cannot be overturned.

Agency:

New Jersey Department of Environmental Protection

Authority:

N.J.S.A. 13:1 B-10

Contact:

NJDEP, Land Use Regulation Program

Bureau of Tidelands

Tidelands Resource Council

P.O. Box 439

Trenton, NJ 08625-0439 at (609) 292-2573

Estimated

Timeframe:

Not applicable

Submit:

Contact the office above for application submission requirements.

ermit:

Waterfront Development Permit

Summary:

This statute encompasses all development at or below the mean high water line in tidal waters of the state. It also stipulates that most developments up to 500 feet from the mean high water line in

the Coastal Zone but outside of the CAFRA area, be subject to a permit.

Waterfront development activities include, but are not limited to, the construction or addition of docks, wharves, piers, bulkheads, bridges, pipelines, cables, pilings, dolphins, permanent buildings both residential* and commercial, and removal or deposition of subaqueous materials (dredging or

filling).

Agency:

New Jersey Department of Environmental Protection

Authority:

N.J.S.A. 12:5-3

Contact:

To find out if permit is needed

NJDEP, Land Use Regulation Program

General Permit Section

P.O. Box 439

Trenton, NJ 08625-0439 at (609) 292-8262

Estimated

Timeframe:

Covered by 90-day Construction Act, N. J. S. A. 13:1 D-29. Once an administratively complete

application is received, NJDEP has 90 days to issue or deny the permit.

*The repair or replacement of residential bulkheads, docks or piers is normally exempt from these requirements.

Permit:

Tidal Wetlands Permit

Summary:

Coastal wetlands extend from the head of tide at Trenton on the Delaware River south along Delaware Bay, up the east coast to the mouth of the Raritan River, and are identified on aerial photographs.

A Tidal Wetlands Permit is required for the cultivation and harvesting of naturally occurring agricultural or horticultural products. It is also required for minor projects including excavation of small boat mooring slips, maintenance or repair of bridges, roads, highways or the facilities of any utility or municipality, and construction of catwalks, piers, docks, landings and observation decks. A tidal wetlands permit is also required for the installation of utilities; excavation of boat channels and mooring basins; the construction of impoundments; the construction of sea walls; the diversion or appropriative use of water; the use of pesticides, except those applied to the skin or clothing for personal use; driving or causing to pass over or upon wetlands any mechanical conveyance which may alter or impair the natural contour of the wetlands or natural vegetation; and filling, excavation or the construction of any structure. Maps of the regulated wetlands are filed with each respective county where they exist. In addition, the counties maintain property line overlays at a scale of 1:2,400. The portions of the municipal blocks and/ or lots that are actually regulated are also on file in DEP's Land Use Regulation Program in Trenton. The eleven counties that contain regulated wetlands are as follows: Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Mercer, Middlesex, Monmouth, Ocean and Salem.

Agency:

New Jersey Department of Environmental Protection

Authority:

The Wetlands Act of 1970 - N. J. S. A. 13:9A-1 et seg.

Contact:

To find out if a permit is needed: NJDEP, Land Use Regulation Program

General Permit Section

P.O. Box 439

Trenton, NJ 08625-0439 at (609) 292-8262

For a pre-application conference in Atlantic, Cape May, Cumberland, Gloucester, Monmouth,

Ocean & Salem counties:

NJDEP, Land Use Regulation Program

Bureau of Coastal Regulation

P.O. Box 439

Trenton, NJ 08625-0439 at (609) 292-0060

In Burlington, Camden, Mercer, Middlesex counties:

NJDEP, Land Use Regulation Program

Bureau of Inland Regulation

P.O. Box 439

Trenton, NJ 08625-0439 at (609) 292-1235

Estimated

Timeframe:

Covered by 90-day Review Law, P. L. 1975, c. 232. Once an administratively complete application is received, NJDEP has 90 days to issue or deny the permit.

Permit:

Freshwater Wetlands Permits

(Letters of Exemption, Letters of Interpretation, Statewide General Permit, Open Water Fill Permit, Individual Permits and Transition Area Waivers)

Summary:

A Freshwater Wetlands Permit is needed prior to engaging in a regulated activity in and around freshwater wetlands and associated transition areas. Regulated activities include:

- the removal, excavation, disturbance or dredging of soil, sand, gravel or aggregate material of any kind;
- (2) the drainage or disturbance of the water level or water table;

(3) the dumping, discharging or filling with any materials;

(4) the driving of pilings;

(5) the placing of obstructions; and

(6) the destruction of plant life which would alter the character of a freshwater wetland or transition areas, including the cutting of trees. In addition, the placement of dredged or fill material into state open waters will require an open water fill permit.

A stream encroachment permit, a U. S. Army Corps of Engineers dredge and fill permit, and a Water Quality Certification may also be required.

Agency:

New Jersey Department of Environmental Protection

Authority:

Freshwater Wetlands Protection Act - N. J. S. A. 13:9B-1 et seq.

Contact:

NJDEP, Land Use Regulation Program

General Permit Section

P.O. Box 439

Trenton, NJ 08625-0439 at (609) 292-8262

Estimated

Timeframe:

Once an application has been declared administratively complete for review:

 Letter of Exemption
 75 days

 Letter of Interpretation (LOI)
 75 days

 Individual Permit
 180 days

 Transition Area Waiver
 90 days

 General Permit
 60 days

NOTE: Applicants should contact the unit for copies of the detailed checklists and fee schedules. To find out if a permit or transition area waiver is required or to request a preapplication conference, contact::

INLAND REGIONS

Essex & Morris counties	(609) 633-9277
Middlesex & Somerset counties	(609) 777-0454
Hunterdon, Mercer, Union & Warren counties	(609) 633-6754
Bergen, Hudson, Passaic & Sussex counties	(609) 984-1903

COASTAL REGULATION

Monmouth County -	(609) 984-0184
Ocean County	(609) 292-8262
Atlantic, southern Burlington & Cape May counties	(609) 984-0288
Cumberland, Gloucester & Salem counties	(609) 984-0288
Western Burlington & Camden counties	(609) 984-0288

TECHNICAL SERVICES

TECHNICAL SERVICES	
Bergen, Essex, Hudson, Morris, Passaic & Union counties	(609) 984-1903
Atlantic, Burlington, Camden, Cape May, Cumberland,	
Gloucester, Monmouth, Ocean & Salem counties	(609) 984-0162
Hunterdon, Mercer, Middlesex, Somerset, Sussex &	
Warren counties	(609) 633-6754

NOTE: The Pinelands Preserve and the Hackensack Meadowlands Development Commission areas are exempt from the Freshwater Wetlands Act. Please see Table of Contents - "Other Permits & Licenses" for contacts and maps.

NATURAL AND HISTORIC RESOURCES

These programs can be identified as four distinct and separate entities:

- Coastal Engineering plans and designs shore protection projects, conducts waterway maintenance dredging
 activities and oversees the development of New Jersey's Shore Protection Master Plan.
- 2. The Green Acres Program provides planning assistance and low interest loans and grants to municipalities and counties for open space acquisition and recreational development projects. It also serves as DEP's land acquisition agent in purchasing land for state parks, forests, natural areas, and wildlife management areas.
- 3. The Division of Parks and Forestry administers the operations, maintenance, law enforcement, and natural resources protection of state parks, historic sites, natural areas, forests, and marinas. Through its Historic Preservation Office, it administers the State and Federal Registers of Historic Places and grant and tax programs, and provides technical assistance in the identification, evaluation, and protection of historic resources.
- 4. The Division of Fish, Game and Wildlife is responsible for protecting the state's endangered and nongame species as well as managing its game animals; for educating and disseminating wildlife information; for monitoring wildlife diseases and making recommendations for control; for coordinating recommendations from technical experts on the impacts of various types of development on wildlife; and for providing scientific information and recommendations necessary to regulate the harvest of freshwater and marine fish and shellfish and protect their habitat.

Historic Preservation

Review:

Section 106 Review

Summary:

This federal review process is designed to ensure that historic properties are given consideration during federal project planning and execution. These activities can include, but are not limited to, construction, rehabilitation and repair projects, demolition, licenses, permits, loans, loan guarantees, grants and federal property transfers. Whenever one of these activities affects a historic property, the sponsoring agency is obligated to seek comments from the Advisory Council on Historic Preservation, an independent federal agency.

Historic property means listed in, or eligible for, the National Register of Historic Places, which is maintained by the US Department of the Interior and which includes buildings, structures, objects, sites, districts, and archeological resources.

There are five steps to the review process, the first being to identify and evaluate any historic properties in the area of the proposed activity. Once the properties have been identified and found to meet National Register criteria, a determination is made on whether the proposed activity will affect the properties—no effect, no adverse effect, adverse effect. If there is an adverse effect, an effort is made to reduce the harm to the properties by consultation between the federal agency and the State Historic Preservation Officer. If they reach a solution, they sign a Memorandum of Agreement (MOA). This MOA, or written documentation in cases of disagreement, is submitted to the council for comment. After receiving the council's comments, the sponsoring agency must take them into consideration when it makes its final decision on how or whether to proceed with its proposed activity. This concludes the process.

Agency:

New Jersey Department of Environmental Protection

Authority:

The National Historic Preservation Act of 1966, Section 106 - 80 Stat. 915, 16 U. S. C. 470 et seq.,

36CFR Part 800

Contact:

NJDEP, Division of Parks & Forestry

Historic Preservation Office

P.O. Box 404

Trenton, NJ 08625-0404 at (609) 292-2023

for

Guidelines for the Preparation of Cultural Resource Management Archeological Reports

Advisory Council on Historic Preservation The Old Post Office Building

1100 Pennsylvania Avenue, N.W.

Suite 809

Washington, D.C. 20004 at (202) 786-0503

for

Archeological and Historic Preservation; Secretary of Interior's Standards and Guidelines

Estimated Timeframe:

The federal agency or its representative must first consult with the State Historic Preservation Officer (Historic Preservation Office). The office has 30 days to respond on identification of historic resources and evaluation of the project's effect on historic resources. If historic properties are affected, the federal agency must request the comments of the Advisory-Council on Historic Preservation. The Advisory Council has 30-60 days to respond; however, consultation to avoid an adverse effect can take additional time.

Review:

State Register of Historic Places Encroachments

Summary:

Any state, county or municipal government agency planning a project which could encroach on properties listed on the New Jersey Register of Historic Places must submit an application to the department for project authorization. The department determines whether or not the project constitutes an encroachment. If not, the applicant may proceed with the project. If the department determines that the project does constitute an encroachment, the project is reviewed by the Historic Sites Council using the Secretary of Interior's Standards for Historic Preservation Projects as criteria. After the council, an advisory body of 11 citizens appointed by the Governor, makes its recommendation, the Commissioner of DEP issues written authorization or denial of the project.

gency:

New Jersey Department of Environmental Protection

Authority:

The New Jersey Register of Historic Places Act - P.L.1970, c. 268

Contact:

NJDEP, Division of Parks & Forestry

Historic Preservation Office

P.O. Box 404

Trenton NJ 08625-0404 at (609)292-2023

Submit:

Application for Project Authorization under the New Jersey Register of Historic Places Act

Estimated

Timeframe:

The Commissioner of DEP has 120 days after receipt of a technically complete application to issue written authorization for a project to proceed based upon the Historic Sites Council's

recommendations after its review of the application. The council meets bi-monthly.

Natural Resources

Review:

Endangered Plant Species

Summary:

The Endangered Plant Species List is the official state list of native plant species whose survival in the state or the nation is in jeopardy. The Office of Natural Lands Management continually updates computerized information on the location and status of native plant species in the state. Although there is no permit required for projects affecting endangered plant species, applications for such permits as CAFRA, wetlands, waterfront development, landfill siting and hazardous waste facility siting, etc., request information on the presence of these plants. The presence of endangered plant species on the applicant's property could affect the permit.

Agency:

New Jersey Department of Environmental Protection

Authority:

The Endangered Plant Species List Act of 1989 - N. J. S. A. 13:1B-15.151 and

N. J. A. C. 7:5C-1.1 et seq.

Contact:

NJDEP, Division of Parks & Forestry Office of Natural Lands Management

P.O. Box 404

Trenton, NJ 08625-0404 at (609) 984-1339

Estimated

Timeframe:

Not applicable

Permit:

Green Acres Program Review for the Diversion of Parkland from a Conservation or Recreation Use

Summary:

The Green Acres Program provides planning assistance and low interest loans and grants to municipalities and counties for open space acquisition and recreational development projects. It also serves as DEP's land acquisition agent in purchasing land for state parks, forests, natural areas, and wildlife management areas. Additionally, it provides matching grants to Nonprofit Organizations (charitable conservancies) to assist these organizations in the acquisition of land for recreation or conservation use.

The program also administers Federal Land and Water Conservation Grants which fund state acquisition, as well, as county and municipal projects.

When a local unit accepts Green Acres funding for the acquisition or development of parkland, the funded parcels and facilities and all other lands held by the local unit for conservation and recreation purposes are encumbered with Green Acres restrictions. Any disposal or change in use of these lands for other than conservation or recreation purposes is a diversion. Diversions require prior approval, through Green Acres, of the Commissioner of the Department of Environmental Protection and the State House Commission, and if applicable, the National Park Service.

Diversions include, but are not limited to, sales, permanent easements, rights-of-way, leases, licenses, and management agreements for non-conservation or non-recreation uses.

Green Acres also acquires lands in the name of the State which are then administered by the divisions of Fish, Game and Wildlife, Parks and Forestry and the N.J. Natural Lands Trust. These lands are also subject to Green Acres restrictions which prohibit diversion from recreation or conservation use.

Lands acquired by non-profit organizations with Green Acres funding are also restricted from diversion or disposal.

Agency:

New Jersey Department of Environmental Protection

Authority:

The Green Acres Bond Acts:

Laws of 1961, chapter 46; Laws of 1971, chapter 165; Laws of 1974, chapter 102; Laws of 1978, chapter 118; Laws of 1983, chapter 354; Laws of 1987, chapter 265; Laws of 1989, chapter 183;

Laws of 1992, chapter 88; Laws of 1995, chapter 204;

The Green Acres Enabling Legislation:

N. J. S. A. 1 3:8A-1 et seq.; Laws of 1961, chapter 45; N. J. S. A. 1 3:8A-19 et seq.; Laws of 1971, chapter 419; N. J. S. A. 1 3:8A-35et seq.; Laws of 1975, chapter 155;

Federal Land and Water Conservation Fund Act of 1965 as amended - 16 U. S. C. 4601-4, 4601-11

Urban Park and Recreation Recovery Act of 1978 (UPARR) 18 U. S. C. 2501-2514;

and N. J. A. C.7:36-1 et seq.

Contact:

NJDEP, Green Acres Program

Bureau of Legal Services and Compliance

P.O. Box 412

Trenton, NJ 08625-0412 at (609) 984-0631

FAX: (609) 984-0608 (609) 292-3092

Submit:

Applicants should contact the Green Acres Program at the address or phone listed above to schedule a pre-application meeting.

At the pre-application meeting, the applicant should be prepared to submit 1) a need statement, citing the public purpose and benefit which will result from the requested action; 2) an alternate site analysis to indicate why no non-parkland alternatives are feasible; 3) the method of compensation for the diverted parcel; and 4) a site plan of the parcel to be diverted. Once conceptual approval is granted, a complete application, including an environmental assessment statement of future uses, an appraisal conforming to Green Acres Guidelines, a survey and legal descriptions, a public hearing and enabling resolutions will be required.

Estimated Timeframe:

The local unit's role in submitting specific application requirements significantly impacts processing time. The State House Commission process is dependent upon the complexity of the diversion and the frequency with which the State House Commission(SHC) meets. The SHC is obligated by statute to meet once a year, but on average meets 2 to 3 times a year. Processing time varies from 6 to 12 months.

Wildlife

Permit:

Wildlife Collecting & Salvage Permits

Summary:

A permit is required to collect wildlife from the land or waters of New Jersey or to salvage dead wildlife or parts thereof. Persons wishing to receive such permits must contact the bureau(s) responsible for the species of interest. These permits are issued for scientific, educational or conservation purposes.

Applicants must submit a written proposal and/or application stating the purpose and methodology of the study and intended disposition of wildlife collected. If the collected animals are to be held in captivity, a scientific holding permit may be required.

A federal permit may be necessary for the collection of migratory birds. Permittees must possess any other applicable permit and are not exempted from the requirements of any other state, municipal or federal law.

Agency:

New Jersey Department of Environmental Protection

Authority:

Fish and Game Laws - N. J. S. A. 23:A-5 et seq., 23:4-52 and N. J. A. C. 7:25-4.1 et seq., 7:25-10-1 et seq.

Contact:

For nongame and endangered species:

NJDEP, Division of Fish, Game & Wildlife Nongame & Endangered Species Program

Box 383, RD 1

Hampton, NJ 08827 at (908) 735-5450

For freshwater fish:

NIDEP, Division of Fish, Game & Wildlife

Bureau of Freshwater Fisheries

P.O. Box 400

Trenton, NJ 08625-0400 at (609) 292-2084

For aquaculture:

Lebanon Fisheries Laboratory

(908) 236-2118

For game species:

NJDEP, Division of Fish, Game & Wildlife Clinton Wildlife Management Area Box 409, RD 3

Hampton, NJ 08827 at (908) 735-8793

For marine fish and shellfish:

NJDEP, Division of Fish, Game & Wildlife

Marine Fisheries Administration

P.O. Box 400

Trenton, NJ 08625-0400 at (609) 292-2083

Estimated

Timeframe: Review of applications which result in the issuance of a scientific collection or a salvage permit does

not exceed 30 days.

Permit:

Mechanical Noisemaking Permit

Permit to Kill Wild Deer

Wildlife Depredation (Control) Permit

Summary:

There are several categories of permits to alleviate problems with wildlife depredating livestock, agricultural and nursery crops, or property, or creating a risk to public safety. In <u>most cases, an onsite inspection is required</u> in order to assess damage and to determine the appropriate wildlife control technique. Depending upon the situation, the technique may involve the issuance of a permit to destroy the offending animals. These permits are issued from personnel within the bureau managing the particular species or, in emergency situations, by conservation officers.

A permit is required to operate a mechanical noisemaking device such as a propane gas fired cannon used to prevent depredation of agricultural crops. Upon inspection, an emergency 5-day temporary permit may be issued pending filing and processing of the application.

A permit is required to shoot deer depredating agricultural or ornamental nursery crops. Proof of damage or historical evidence and a threat of imminent damage must be presented at the time of onsite inspection. Agents listed on the shoot to kill permit must have both a valid New Jersey hunting license and a firearm purchaser identification card and must meet criteria governing possible past violations of fish and game laws.

Permittees must possess any other applicable permits and are not exempt from the requirements of any other state, municipal or federal laws.

Agency:

New Jersey Department of Environmental Protection

Authority:

Fish and Game Laws - N. J. S. A. 23:A-5 et seq., 23:4-52, 23:4-63.5 and N. J. A. C. 7:25-3.1 et seq.,

7:25-4.1 et seq., 7:25-23.1 et seq.

NOTE: Applicants should phone for advice on application procedures and request an onsite inspection if it is a necessary permit condition.

Contact:

For endangered, nongame and exotic wildlife: NJDEP, Division of Fish, Game & Wildlife Nongame & Endangered Species Program Box 383, RD 1

Hampton, NJ 08827 at (908) 735-5450

For other species of fish and wildlife:

NJDEP, Division of Fish, Game & Wildlife Clinton Wildlife Management Area

Box 409, RD 3

Hampton, NJ 08827 at (908) 735-8793

Estimated Timeframe:

Reviews of applications are conducted as expeditiously as possible. Issuance of a permit to kill depredating wildlife does not exceed 14 days. Most permits require an onsite inspection at which time temporary permits may be issued.

Permit:

Wildlife Possession (Wildlife Captivity)

Summary:

A permit to possess, sell and transport wildlife is required for all but a few nongame and exotic species. The permittee is responsible for demonstrating that the origin of the animal is from a legal source, which in most cases means providing a receipt and temporary permit issued from a licensed breeder, wholesaler or retailer. Wild origin animals are permitted by special permission of the division for scientific holding and zoological permit categories. Persons willing to rehabilitate injured or orphaned wildlife are also allowed to temporarily possess wild origin wildlife but must first complete an apprenticeship program. Falconry and migratory bird possession permits are issued in cooperation with the U. S. Fish and Wildlife Service permit programs.

The possession of potentially dangerous wildlife is severely restricted to those who adequately demonstrate purpose and intent, educational background, and knowledge of the species, and who meet housing and care requirements.

Possession of endangered species is allowed only by special permit. Permittee must possess any other applicable permit and is not exempt from the requirements of any other applicable state, municipal or federal laws.

Possession permits are based on a calendar year and are renewed pending review of a mandatory renewal application and/or annual report.

Agency: Authority:

New Jersey Department of Environmental Protection

Fish and Game Laws - N. J. S. A. 23:A-5 et seq., 23:3-28 et seq. and . J. A. C. 7:25-4.1 et seq., 7:25-10-1 et seq.

Contact and Submit:

For endangered, nongame and exotic wildlife, submit Exotic and Nongame Wildlife Species Possession Application to:

NJDEP, Division of Fish, Game & Wildlife Nongame & Endangered Species Program Hampton, NJ 08827 at (973) 735-5450

For game species, submit Application for Possession of Game Animals and Game Birds; and For bird rehabilitation, submit Migratory Bird Rehabilitation Questionnaire to:

NJDEP, Division of Fish, Game & Wildlife

P.O. Box 400

Trenton, NJ 08625-0400 at (609) 984-6211

Estimated Timeframe:

Reviews of applications which result in the issuance of wildlife captivity permits usually do not exceed 30 days.

OTHER PERMITS OR LICENSES

Environmental permits regulated by related governmental agencies are identified in this section.

Asbestos

Permit:

Employer License (Asbestos) (N. J. A. C. 8:60-4.2 & 12:120-4.2)
Asbestos Worker or Asbestos Supervisor Permit (N. J. A. C. 8:60-5 & 12:120-5)
Certification of Training Agencies (N. J. A. C. 8:60-6 & 12:120-6)
Asbestos Work Notification Requirements (N. J. A. C. 8:60-7 & 12:120-7)

Summary:

The Asbestos Control and Licensing Act provides for the licensing and permitting of asbestos contractors and workers, respectively, and the certification of asbestos training agencies and asbestos training courses. All asbestos work (defined as the application, enclosure, encapsulation, repair, or removal of asbestos containing materials) must be performed by a licensed employer, permitted worker and/or permitted supervisor as dictated by the regulations. The departments of Labor and Health and Senior Services should be contacted for the appropriate applications.

A. Exemptions to the license and permit requirements:

Limited repair of asbestos on any pipe, boiler, tank, structural member or similar
equipment by applying duct tape, rewetable glass cloth, canvas, cement or other sealable
material to seal exposed areas where asbestos fibers may be released; or

2. The stripping or removal of ten feet or less of asbestos from piping; or

The stripping or removal of 25 square feet or less of asbestos from any duct, boiler, tank, structural member or similar equipment; or

4. The sale or storage of asbestos; or

The application, enclosure, encapsulation, repair or removal of asbestos containing roofing and exterior siding material.

B. Notification Requirements

Every licensee who plans to perform asbestos work in New Jersey must submit written notification of intent to perform asbestos work at least ten days prior to beginning such work using forms specified by the Department of Health and Senior Services. This written notification must be submitted to both the Department of Health and Senior Services, and the Department of Labor and must include:

1. The name, address and telephone number of the licensee;

- 2. The license number and type of license held by the licensee;
- 3. The name and address of the owner of the facility;

4. The location and description of the facility;

5. A description of the asbestos work to be performed;

6. A scheduled starting and completion date for the asbestos work;

- 7. The name and address of the waste disposal site where the asbestos-containing material (ACM) will be disposed; and
- Any other relevant information which the Commissioner of Labor and the Commissioner of Health and Senior Services determines to be necessary.

C. Additional Regulations

The following regulations apply to worker exposure, respiratory protection, methods of asbestos abatement, removal, and demolition.

- 1. 29 CFR 1926.58 regulates all construction work as defined by 29 CFR 1910.12(b) which includes but is not limited to the following activities involving asbestos, tremolite, anthophyllite or actinolite (to be referred to as Asbestos Containing Materials-ACM):
 - a. Demolition or salvage of structures where ACM is present;

b. Removal or encapsulation of ACM materials;

- c. Construction, alteration, repair maintenance, or renovation of structures, substrates, or portions thereof that contain ACM;
- d. Installation of products containing ACM;

e. ACM spill/emergency cleanup;

 f. Transportation, disposal, storage or containment of ACM at the location where construction is occurring. 2. For those industrial facilities that are being converted to residential buildings, it is recommended that the standards and methods presented in N. J. A. C. 5:23-8 Asbestos Hazard Abatement Subcode be applied. The scope of this Act is administered by the Division of Housing and Development, NJ Department of Community Affairs.

Agency:

New Jersey Department of Labor (N. J. A. C. 12.120 et seq.)

New Jersey Department of Health and Senior Services (N. J. A. C. 8:60 et seq.) .

New Jersey Department of Community Affairs (N. J. A. C. 5:23-8)

Authority:

NJ Asbestos Control and Licensing Act, N. J. S. A. 34:5A-32, N. J. A. C. 8:60 and N. J. A.C. 12:120; Occupational Safety and Health Act of 1970, 29 USC 653, 655 and 657; Contract Work Hours and Safety Standards Act, 40 USC 333; 29 CFR 1926.58 Construction Work Involving Exposure to Asbestos, Tremolite, Anthophyllite and Actinolite; N. J. A. C. 5:23-8.

Contact:

NIDOL, Office of Asbestos Control & Licensing

P.O. Box 0054

Trenton, NJ 08625-0054 at (609) 633-3760

NJDHSS, Asbestos Control Services

P.O. Box 306

Trenton, NJ 08625-0306 at (609) 984-2193

NJDCA, Division of Housing & Development

Bureau of Construction Code Services

P.O. Box 816

Trenton, NJ 08625-0816 at (609) 530-8857

Estimated Timeframe:

Written notification must be submitted to both the Department of Labor and the Department of Health and Senior Services at least ten days prior to beginning such work. Notification is also required to the Asbestos National Emission Standards for Hazardous Air Pollutants (NESHAPs) contact. (See next permit.)

NOTE: Lead Certification - NJDHSS has a similar permitting program for individuals who perform lead evaluation and abatement activities in the state. All permitted individuals must perform the activities in accordance with the Lead Evaluation and Abatement Code, N.J.A.C. 5:17 and the Uniform Constrution Code, N.J.A.C. 5:17. Permits are valid for two years from date of issuance and are nontransferable from one person to another. For information on certification: (609) 984-2193 or E-mailjp2@doh.state.nj.us. For a list of licensed lead evalution and abatement contractors, call the NJ Department of Community Affairs at (609) 530-8812. The agency can also verify the credentials and enforcement history of these companies. Always ask to see an individual's permit card before allowing him or her to enter your home or business.

Permit:

National Emission Standards for Hazardous Air Pollutants (NESHAPs) Written Notification Requirements (40 CFR 61.09-.10 and 40 CFR 61.145-.147)

Summary

The regulations provide standards, methods and prohibitions for:

- 1. Asbestos mill emissions;
- 2. Use of ACM on road surfaces;
- 3. Demolition and renovations involving ACM;
- 4. Spraying of ACM;
- 5. Fabrication of commercial asbestos;
- 6. Waste disposal for asbestos mills;
- 7. Waste disposal for manufacturing, demolition, renovation, spraying and fabricating operations and
- 8. Inactive waste disposal sites for asbestos mills, manufacturing and fabricating operations. Notification requirements for demolition and renovation are based on the amount of ACM to be removed, activity to be performed, and the building's structural integrity. The regulations focus is on air emissions of ACM and removal of ACM. Where demolition of a structure or part of a structure is necessary, the standards and recommended actions in this regulations apply.

If a facility is being renovated for residential purposes, the Asbestos Hazard Abatement Subcode

must be met as well.

Agency: USEPA Region II - Asbestos NESHAPs Contact

Authority: Clean Air Act 42 USC 7401 et seq., 40 CFR 61 Emission Standards for Hazardous Air Pollutants

Subpart A-General Provisions and Subpart M-National Emission Standards for Asbestos

Contact: Asbestos NESHAPs Contact

USEPA Region 11

Division of Air & Water Management

290 Broadway

New York, New York 10007-1866 at (212) 264-4479

Estimated

Timeframe: Written notification must be submitted to the contact listed above and shall be postmarked 10 to 20

days prior to beginning the demolition or renovation work. The actual time requirements are dependent on the nature of the proposed work, the amount of Asbestos Containing Material

(ACM) present, and the structural integrity of the building.

Delaware & Raritan Canal

Permit: Delaware & Raritan Canal Commission Certificate of Approval

Summary: The commission reviews development applications proposing projects within its jurisdictional zone

(see map). This zone includes the Canal Park and the lands adjoining the canal banks,

encompassing all municipalities within which development could have an impact on the Canal Park. The commission is within DEP and the Commissioner of DEP is an ex officio member. There are two review areas, Zone A, which is the land within 1,000 feet of the canal, and Zone B, which includes all watersheds of streams that enter the Canal Park. Regulations and applications are

available from the commission.

Agency: Delaware & Raritan Canal Commission

Authority: Delaware & Raritan Canal State Park Law- N. J. S. A. 13:1 3A-1 et seq

Contact: Delaware & Raritan Canal Commission

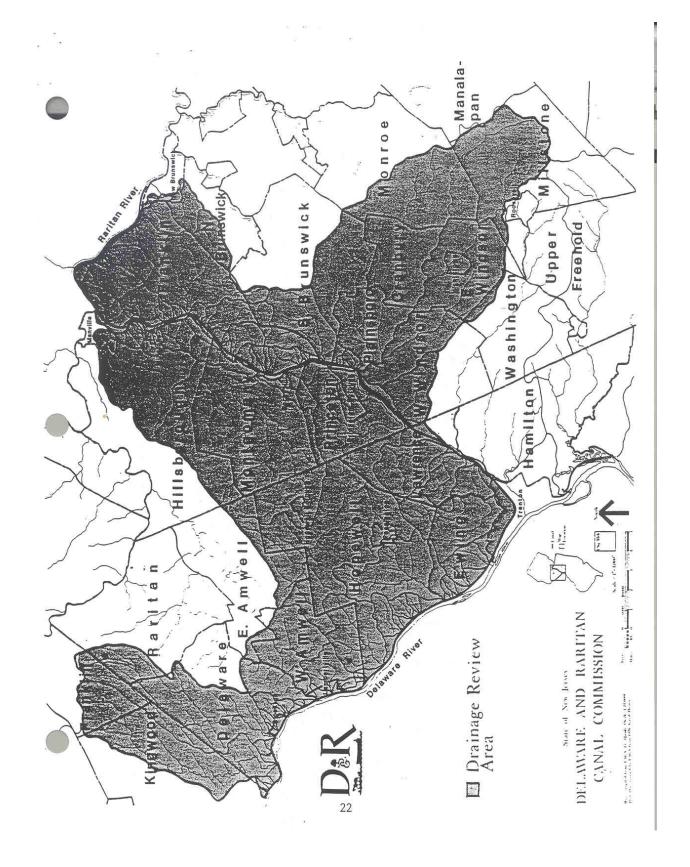
Prallsville Mills P. 0. Box 539

Stockton, NJ 08559-0539 at (609) 397-2000

Estimated

Timeframe: The statute requires action by the commission within 45 days of receipt of a technically complete

application or the application is considered approved.



The Delaware & Raritan Canal Commission's jurisdictional zone includes all or portions of the following municipalities:

Hunterdon County

Delaware Township
East Amwell Township
Franklin Township
Kingwood Township
Lambertville City
Raritan Township
Stockton Borough
West Amwell Township

Mercer County

East Windsor Township
Ewing Township
Hamilton Township
Hightstown Borough
Hopewell Borough
Hopewell Township
Lawrence Township
Pennington Borough
Princeton Borough
Princeton Township
Trenton City
Washington Township
West Windsor Township

Middlesex County

Cranbury Township Monroe Township New Brunswick City North Brunswick Township Plainsboro Township South Brunswick Township

Monmouth County

Millstone Township

Somerset County

Franklin Township
Hillsborough Township
Manville Borough
Millstone Borough
Montgomery Township
Rocky Hill Borough
South Bound Brook Borough

Delaware River Basin

Permit: Delaware River Basin Commission Docket Approval

Summary: The DRBC is an interstate agency responsible for the conservation and management of water

resources for the 12,500 square mile Delaware River watershed that includes parts of New Jersey, New York, Pennsylvania and Delaware. In New Jersey, 3,000 square miles of land are drained by the Delaware River and its tributaries which include the Alloways, Assunpink, Cohansey, Cooper, Crosswicks, Mantua, Maurice, Musconetcong, Paulinskill, Pennsauken, Pequest, Pohatcong, Rancocas, Salem and Timber watersheds. All public and private projects proposed within the Basin that will substantially affect water resources must obtain commission approval. The commission has also established minimum restrictions for flood plain development along non-tidal streams in the

four-state basin. State and local governments may impose more stringent requirements.

Agency: Delaware River Basin Commission (DRBC)

Authority: Delaware River Basin Commission - P. L. 87-328 (Federal) and N. J. S. A. 58:18-18 et seq.

Contact: Delaware River Basin Commission

Box 7360

(25 State Police Drive)

West Trenton, NJ 08628 at (609) 883-9500 or e-mail: croberts@drbc.state.nj.us

Estimated

Timeframe: Docket approvals from the DRBC usually occur within 60-90 days from the NJDEP permit approval

for the specific activities, such as flood and pollution control, water supply and conservation, hydroelectric power, recreation, fisheries and soil conservation projects. Simultaneous filing of applications with the NJDEP and DRBC for projects regulated by both agencies is suggested.

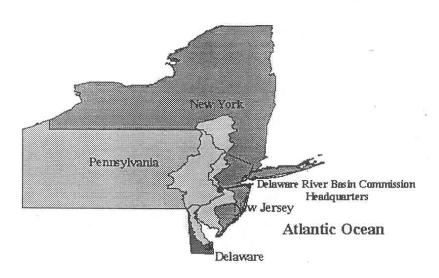
The Delaware River Basin Commission's jurisdictional zone in New Jersey includes all or portions of more than 200 municipalities located in 14 different counties. Because of the large number of

municipalities, each municipality is not listed here. If the anticipated project is located in any of the following 14 counties, the applicant is urged to contact the commission for further assistance:

Atlantic County
Burlington County
Camden County
Cape May County
Cumberland County
Gloucester County
Hunterdon County
Mercer County
Monmouth County
Morris County
Ocean County
Salem County
Sussex County
Warren County



Basin Location Map



Hackensack Meadowlands

Permit: Hackensack Meadowlands Development Commission (HMDC) Zoning Certificate

<u>jummary</u>: The HMDC is responsible for regulating activities within the 19,730-acre Hackensack

Meadowlands District. The commission is empowered to review development applications within the district and issue the following permits: zoning certificate, site plan approval, variances, special exceptions, minor subdivision, major subdivision, improvement plan approvals, fill permits,

construction plan approvals, sanitary landfill permits, and solid waste disposal decals, among others. The commission is in but not of the Department of Community Affairs (DCA). The commissioner of DCA is an ex officio member of the commission and serves as its chairman. The commission has

a professional staff which carries out its adopted master plan and regulations.

Agency: Hackensack Meadowlands Development Commission

Authority: Hackensack Meadowlands Reclamation and Development Act - N. J. S, A. 13:17-1 et seq. and

N. J. A. C. 19- Chapters 3, 3A, 4, 5, 6 & 7

Contact: Hackensack Meadowlands Development Commission

One DeKorte Park Plaza

Lyndhurst, NJ 07071 at (201) 460-1700

and ask to speak to the "Engineer of the Day" between the hours of 9:00 a.m. and 5:00 p.m.,

Monday through Friday.

Estimated

Timeframe: Within two weeks of submittal of a completed application

NOTE: Due to the many permits issued by the commission, the applicant should contact the agency

to obtain the necessary forms and information that must be submitted for a specific permit. The Hackensack Meadowlands Development Commission's jurisdictional area includes all or

The Hackensack Meadowlands Development Commission's jurisdictional area includes all o portions of the following municipalities, known as the Hackensack Meadowlands District:

Bergen County

Carlstadt Borough East Rutherford Borough Little Ferry Borough

Lyndhurst Township

Moonachie Borough North Arlington Borough Ridgefield Borough Rutherford Borough

South Hackensack Township

Teterboro Borough

Hudson County

Jersey City Kearny Town

North Bergen Township

Secaucus Town

Pinelands

Permit: New Jersey Pinelands Commission Certificate of Filing and Letter of No Further Review

Summary: The Pinelands Commission has developed and is curently implementing a land use management

plan for the Pinelands region which covers portions of seven southern New Jersey counties. Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester and Ocean. The commission is a 15-member body appointed by the Governor, the counties, and the U. S. Secretary of the Interior. The Pinelands Commission is an independent state agency that is included under the Department of Environmental Protection for constitutional purposes. All 52 Pinelands Area municipalities have

revised their local master plans and land use ordinances to comply with the Pinelands

Comprehensive Management Plan (CMP). In these "certified" towns, local land use ordinances, rather than the literal standards of the CMP, govern development. The commission reviews all local development approvals and may overturn them if the application is inconsistent with the CMP. If the Pinelands Commission staff finds that the local approval is consistent with the CMP, the

commission issues a letter stating that the local approval can take effect. No development activities

may occur until this letter is received.

Agency:

New Jersey Pinelands Commission (NJPC)

Authority:

The Pinelands Protection Act of 1979 and the New Jersey Pinelands Comprehensive Management

Plan-N. J. S. A. 13:18-1 and N. J. A. C. 7:50 1:1 Chapter 50

Contact:

New Jersey Pinelands Commission

P. O. Box 7 (Springfield Road)

New Lisbon, NJ 08604 at (609) 894-9344

Estimated

Timeframe:

30 days from receipt of completed application

The Pinelands Area is defined by statute and encompasses all or portions of 56 municipalities in 7 counties. The Pinelands Area is further divided into an inner Preservation Area, where development is more strictly regulated, and an outer Protection Area. All of the municipalities listed below have been certified by the Pinelands Commission. This means that the local Pinelands Zoning Map and ordinance revisions completed by local officials have been approved by the commission and that the zoning officer in these municipalities can give information on regulations, permitted uses, lot sizes and application procedures. Applicants in Berkeley Township and South Toms River Borough must deal directly with the Pinelands Commission.

Atlantic County

Brigantine
Buena Borough
Buena Vista Township
Corbin City
Egg Harbor City
Egg Harbor Township
Estell Manor City
Folsom Borough
Galloway Township
Hamilton Township
Hammonton Town
Mullica Township
Port Republic City

Weymouth Township Burlington County

Somers Point

Bass River Township
Evesham Township
Medford Lakes Borough
Medford Township
New Hanover Township
North Hanover Township
Pemberton Township
Shamong Township
Southampton Township
Springfield Township
Tabernacle Township
Washington Township
Woodland Township
Wrightstown Borough

Cape May County

Dennis Township Upper Township Woodbine Borough

Camden County

Berlin Borough Berlin Township Chesilhurst Borough Waterford Township Winslow Township

Cumberland County

Maurice River Township Vineland City

Gloucester County

Franklin Township Monroe Township

Ocean County

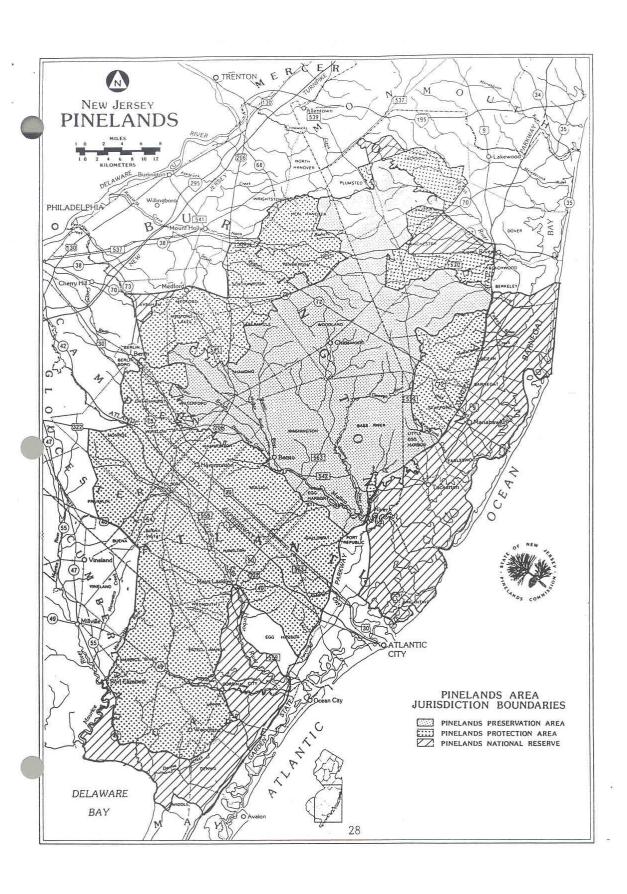
Barnegat
Beachwood Borough
Berkeley Township
Dover Township
Eagleswood Township
Jackson Township
Lacey Township
Lakehurst Borough

Little Egg Harbor Township Manchester Township

Ocean Township Plumsted Township

South Toms River Borough

Stafford Township Tuckerton Borough



Soil Conservation

Permit: Soil Erosion and Sediment Control Plan Certification for Land Disturbance Control

Summary: Municipalities and all other public agencies are required to condition development project

approvals on the Soil Erosion and Sediment Control Certification approval from the local soil conservation district for projects that disturb more than 5,000 square feet of surface area of land. Certification is also required for demolition of structures, construction of parking lots, construction of public facilities, operation of mining or quarrying activities and for cleaning or grading of land for other than agricultural or horticultural purposes. A public facility is any building, pipeline, highway, electricity, telephone or other transmission line, or any other structure to be constructed by a public utility, municipality, county or the state, or any agency or instrumentality thereof. Single family dwellings are excluded unless the unit is a part of a project involving two or more single family dwelling units. Since some municipalities have adopted, upon state approval, soil erosion and sediment control ordinances, applicants should contact the conservation district to determine

whether the municipality in which construction activity is to occur has such an ordinance.

Agency: New Jersey Department of Agriculture, State Soil Conservation Committee

Soil Erosion and Sediment Control Act (SESCA) Authority:

County Soil Conservation District Offices (CSCDO) - see directory following Contact:

Estimated

Timeframe: The Soil Conservation District under the SESCA must grant or deny certification within 30

days of receipt of a complete application unless such time period is mutually extended for an

additional 30 days.

SOIL CONSERVATION DISTRICTS (SCD) IN NEW JERSEY

Bergen SCD Gloucester SCD 327 East Ridgewood Avenue lamesway Plaza

Paramus, NI 07652 (201) 261-4407 North Delsea Drive, P. O. Box 507

Glassboro, NJ 08028 (609) 881-8323 Burlington SCD

Cramer Building Hudson Essex & Passaic SCD

Route 38 571 Bloomfield Avenue Mt. Holly, NJ 0806 (609) 267-7410 Verona, NJ 07044 (973) 239-1886

Camden SCD Hunterdon SCD

Municipal Building Extension Center Building 59 White Horse Pike 4 Gauntt Place

Flemington, NJ 08822 Berlin, NJ 08009 (609) 767-6299 (908) 782-3915

Cape-Atlantic SCD Mercer SCD Atlantic County Office Building 930 Spruce Street

1200 West Harding Highway Trenton, NJ 08648 (609) 989-6847 Mays Landing, NJ 08330 (609) 625-3144

Morris SCD Cumberland SCD Court House

Route 77 Morristown, NJ 07960 (973) 829-8699 Box 1 48

Seabrook, NJ 08302 (609) 451-2422 Ocean SCD

6 Mott Place Freehold SCD (Monmouth & Middlesex counties) CN 7191 211 Freehold Road

Toms River, NJ 08753-2191 (732) 244-7048 Manalapan, NJ 07726 (732) 446-2300

Salem SCD 1000 East Route 40

Box 47

Woodstown, NJ 08098

(609) 769-1124

Warren SCD Stiger Street

Hackettstown, NJ 07840

(201) 852-2579

Somerset-Union SCD Somerset County 4-H Center

308 Milltown Road Bridgewater, NJ 08807

(973) 526-2701

NJ Department of Agriculture State Soil Conservation Committee Division of Rural Resources

CN 330

Trenton, NJ 08625-0330

(609) 292-5540

Sussex SCD 330 Route 206 South Newton, NJ 07860

(973) 383-7315

Clean Water Act

Permit:

U. S. Army Corps of Engineers Dredge and Fill Permits

Summary:

On March 2, 1994 the U. S. Environmental Protection Agency formally turned administrative jurisdiction of the federal wetlands program over to the NJDEP, a move designed to reduce regulatory duplication and streamline the permitting process.

In order to obtain jurisdiction, New Jersey was required to void permit exemptions to make the state program as stringent in the protection of the environment as the federal program, which does not provide for exemptions based on municipal approvals. New Jersey's exemptions had been awarded to projects that had received certain municipal approvals prior to July 1, 1988, the effective date of the wetlands law.

Under Section 404 of the Clean Water Act, EPA and the Army Corps of Engineers have authority to control the discharge of fill into lakes, ponds, rivers and streams and their associated wetlands. New Jersey's Freshwater Wetlands Protection Act (FWPA) also authorizes the NJDEP to control ditching, draining, the removal of vegetation and the driving of pilings into freshwater wetlands, as well as protection for buffer areas. Since the Pinelands Area is under the jurisdiction of the FWPA, the NJDEP and the Pinelands Commission adopted a Memorandum of Agreement to allocate resources between the two agencies to act on permits for regulated activities.

The Army Corps of Engineers will regulate those waters which are used to transport interstate or foreign commerce shoreward to their ordinary high water mark. The Corps will retain regulatory authority over those wetlands that are partially or entirely located within 1,000 feet of the ordinary high water mark or mean high tide of the Delaware River, Greenwood Lake, and all water bodies which are subject to the ebb and flow of the tide.

In those waters over which NJDEP does not assume jurisdiction under the State Program, NJDEP will retain jurisdiction under state law, and both state and federal requirements will apply. These include the entire length of the Delaware River and adjacent wetlands; waters falling under the jurisdiction of the Hackensack Meadowlands Development Commission; Greenwood Lake and adjacent wetlands; all tidal waterbodies to the head of tide and adjacent wetlands; and all waterways that are served by an existing or proposed federal navigation project and adjacent wetlands.

In areas where NJDEP and the Corps have concurrent regulatory jurisdiction, NJDEP and the Corps agree to establish and follow Joint Processing Procedures, including joint applications, designating NJDEP as the lead agency for jurisdictional determinations/letters of interpretation, and programmatic general permits to be issued by the Corps under the authority of 33 C F. R. Section 325 5(c) (3).

gency:

U. S. Army Corps of Engineers

Authority:

Federal Water Pollution Control Act - P. L. 92-500

Contact:

U. S. Army Corps of Engineers

N. Y. District (NJ north of Manasquan River)

26 Federal Plaza

Attention: Operations Division

NewYork, NY 10278-0090 at (212) 264-0182

U. S. Army Corps of Engineers

Philadelphia District (NJ south of Manasquan River)

Customs House

Second and Chestnut Streets, Room 400 Attn: Regulatory Branch, Permits Section

Philadelphia, PA 19106-2991 at (215) 597-4722/4723

Water Management

Permit:

Water Allocation (Diversion of Surface or Subsurface Waters for Agricultural Purposes)

Any person diverting more than 100,000 gallons of water per day (70 gpm) for agricultural or Summary:

horticultural purposes is required to obtain a water use certification. Applications are sent to the

appropriate County Agricultural Agent who will issue the Certification.

Agency: Appropriate County Agricultural Agent

Water Supply Management Act - N.J.S.A. 58A: 1 et seq. and N.J.A.C. 7:20A et seq. Authority:

Appropriate County Agricultural Agent Contact:

Permit: Water Diversion (Approval to Purchase Water)

Approval is required to withdraw raw water from either the Delaware & Raritan Canal or from the Summary:

flow of the Raritan River or its tributaries where such flow is maintained or replaced by releases from the Spruce Run Reservoir or the Round Valley Reservoir. The applicant may be an individual, company or municipality. Rate of water withdrawal is determined by the state. A public hearing is required for an application to withdraw more than 500,000 gallons per day. The applicant must execute agreement within 60 days of receipt. Rates are specified in the General Rate Schedule.

A contract is required to purchase water from the Manasquan Reservoir Water Supply System. The

amount of the allocation must be approved by NJDEP.

New Jersey Water Supply Authority Agency:

Authority: Conservation and Development Laws (Delaware & Raritan Canal) and Water Supply Laws (Spruce

Run-Round Valley System) - N.J.S.A. 13:13-1 et seq., N.J.S.A. 58:22-1 et seq., and N.J.S.A. 58:1B-

1 et seq., and N.J.C.A. 7:11 et seq.

New Jersey Water Supply Authority Contact:

State Highway 31 P.O. Box 5196

Clinton, New Jersey 08809 at (908) 638-6121

PESTICIDES

Through regulation, training and licensing, the Pesticide Control Program ensures the proper use and disposal of pesticides.

ermit:

Aquatic Pesticide Permit

Summary:

A permit is required for any application of an aquatic pesticide to any water of the state or any aquatic site, i.e., a lake or pond. An aquatic pesticide is any pesticide, except an antimicrobial agent, that contains labeling instructions indicating that the pesticide is intended for use in the waters of the state or aquatic sites.

New Jersey Department of Environmental Protection

Agency:
Authority:

Pesticide Control Act - N. J. S. A. 13:1 F-1 et seq. and N. J. A. C. 7:30 - Subchapter 9 -

Aquatic Use Permits

Contact:

NJDEP, Compliance & Enforcement

Pesticide Control Program Bureau of Pesticide Operations

P.O. Box 411

Trenton, NJ 08625-0411 at (609) 984-6993

Estimated

Timeframe:

The review period is 30 days after receipt by the bureau of a technically complete application.

NOTE: Applicants are advised to contact the bureau for information on application requirements,

procedures and exemptions.

ermit:

Mosquito/Fly Control Permit

Summary:

A permit is required for any application of a pesticide on a community or area-wide basis for the control of larval or adult forms of mosquitos and/or flies in the Order Diptera that is not performed by a county mosquito control agency or commission. Community or area-wide means an aggregate area greater than three acres of land or water under the control of a single person or agency.

Agency:

New Jersey Department of Environmental Protection

Authority:

Pesticide Control Act - N. J. S. A. 13:1 F-1 et seq. and N. J. A. C. 7:30 - Subchapter 9 -

Community or Area-wide Mosquito or Fly Applications

Contact:

NJDEP, Compliance & Enforcement

Pesticide Control Program Bureau of Pesticide Operations

P.O. Box 411

Trenton, NJ 08625-0411 at (609) 984-6885

Estimated

Timeframe:

The review process takes approximately 30 days after receipt by the bureau of a technically complete application.

NOTE: Applicants are advised to contact the bureau for information concerning application

requirements, procedures and exemptions.

Permit:

Registration of Pesticide Products

Summary:

Registration is required for any pesticide to be held, used, distributed, sold or offered for sale within this state or delivered for transportation or transported in intrastate commerce or between points

within this state to any point outside the state.

Agency: New Jersey Department of Environmental Protection

Authority: Pesticide Control Act - N. J. S. A. 13:1 F-1 et seq. and N. J. A. C. 7:30 - Subchapter 1 - Pesticide

Product Registration and General Requirements

Contact: NJDEP, Compliance & Enforcement

Pesticide Control Program Bureau of Pesticide Operations

P.O. Box 411

Trenton, NJ 08625-0411 at (609) 984-6901

Estimated

Timeframe: The review and registration process for routine pesticide product registration takes approximately 30

days after receipt by the bureau of a technically complete application. Special pesticide product

registrations take 60 days.

Submit: Applicants are advised to contact the Bureau of Pesticide Operations at the address listed above

for information concerning application requirements and procedures.

Review: Beeyard Registration

Summary: The bureau maintains a list of beeyards for apiarists who desire notification of outdoor pesticide

applications which may be toxic to bees. Registration is voluntary.

Agency: New Jersey Department of Environmental Protection

Authority: Pesticide Control Regulations - N. J. A. C. 7:30 -Subchapter 9 - Notification to Apiarists

(beekeepers)

Contact: NJDEP, Compliance & Enforcement

Pesticide Control Program Bureau of Pesticide Operations

P.O. Box 411

Trenton, NJ 08625-0411 at (609) 984-6992

Submit: Beeyard Registration Application by March 1

Estimated

Timeframe: N/A

RADIATION

The Radiation Protection Program works to reduce exposure to unnecessary radiation though licensing users of radioactive materials, addressing radioactively contaminated sites, assessing exposure to non-ionizing radiation and conducting a statewide radon program. It is also responsible for maintaining an environmental surveillance of New Jersey's nuclear ower plants and would act as the lead state agency in the event of an emergency at a nuclear facility.

License: Control of Radioactive Materials

Summary: No person shall produce, transfer, receive, acquire, own, possess or use any radioactive substance

obtained from <u>naturally occurring materials or produced by an accelerator</u> unless authorized by a specific State license issued by the Department as per N.J.A.C. 7:28-4, a general State license as provided in N.J.A.C. 7:28-4.3. Excepted from this provision are <u>by-product source materials and special nuclear materials</u> which are licensed by the U.S. Nuclear

Regulatory Commission and registered by the Department as per N.J.A.C. 7:28-3.1.

Agency: New Jersey Department of Environmental Protection

Authority: N.J.S.A. Title 26:2D and N.J.A.C. 7:28-3&4

Contact: NJDEP, ESHAP

Bureau of Environmental Radiation P.O. Box 415

Trenton, NJ 08625-0415 at (609) 984-5462

or for emergencies at DEP Hotline (609) 292-7172

RELEASE PREVENTION

This Element implements the Worker and Community Right to Know Act, the Toxic Catastrophe Prevention Act and the planning provisions of the Spill Compensation & Control Act. It gathers information on the storage and release of environmentally hazardous chemicals into the environment and it requires that certain facilities prepare risk management plans that detail how a facility will identify and prevent catastrophic chemical accidents. It also requires that certain facilities prepare discharge prevention containment and countermeasure plans and discharge clean-up and recovery plans to prevent the discharge of oil and other hazardous substances.

Approval:

Discharge Prevention, Containment and Countermeasure (DPCC)

Discharge Cleanup and Removal (DCR)

Summary:

The Act and the rules adopted by the department provide standards for discharge prevention along with emergency response requirements. All major facilities in New Jersey must prepare and submit DPCC and DCR plans. The department evaluates these plans and either approves or denies them.

The purpose of the DPCC plan is to prevent discharges from occurring and, should they occur, to reduce any effects on the environment as much as possible. Included in the DPCC plan are general information about the facility, a site plan, a drainage and land use map, and a topographical map as well as information on storage areas, loading/unloading areas, secondary containment systems, flood hazard areas, leak detection procedures, housekeeping and maintenance, personnel training, physical security measures, standard operating procedures, recordkeeping, and a schedule to upgrade.

The DCR plan addresses what the facility will do if a discharge does occur in spite of precautions. The plan must contain a summary of the facility's action plan, a list of available equipment and personnel, an off-site deployment priority plan, an environmentally sensitive areas protection plan, an agreement with the local emergency planning committee, and proof of financial responsibility.

Agency:

New Jersey Department of Environmental Protection

Authority:

Spill Compensation and Control Act, P. L. 1990, c 78 and N. J. A. C. 7:1 E et seq.

Contact:

NJDEP, Compliance & Enforcement Release Prevention Element Bureau of Discharge Prevention

P.O. Box 424

Trenton, NJ 08625-0424 at (609) 633-0610

Estimated

Timeframe:

60 days - Administrative completeness review

180 days - Technical review once application is deemed administratively complete

NOTE: The program recommends applicants request a program manager and a preplanning meeting with the manager well before deadline for plan submittal to discuss rules and requirements.

Approval:

Risk Management Programs (RMP)

Summary:

The Act requires that certain facilities handling extraordinarily hazardous substances have approved risk management programs. The risk management program is designed to protect the public from catastrophic chemical accidents from chemical releases of extraordinarily hazardous substances. Each facility's RMP identifies the potential for such releases and then identifies the precautionary and preemptive actions being taken to prevent such releases.

Agency:

New Jersey Department of Environmental Protection

Authority:

Toxic Catastrophe Prevention Act (TCPA), P. L. 1985, c 403 and N. J. A. C. 7:31 et seq.

NIDEP, Compliance & Enforcement Contact:

Release Prevention Element

Bureau of Chemical Release Information & Prevention

P.O. Box 424

Trenton, NJ 08625-0424 at (609) 633-7289

Estimated

Timeframe: 90 Days - Pre-construction Review

90 Days - Pre-operation Review

NOTE: The program recommends applicants have a preplanning meeting with program staff to

discuss submission requirements.

Report: Emergency Planning Notification

Every workplace, regardless of private or public sector status or the number of employees, is subject Summary:

to state and federal reporting requirements. Every facility owner/operator is obligated to review the Extremely Hazardous Substance List* and determine if any of the substances are present onsite at or above the assigned threshold quantities. If one or more of the substances are present, the State Emergency Response Commission (SERC) and the local emergency planning committee (LEPC) must be notified by letter giving the company name and location address, facility emergency contact person, work phone number, after hours phone number, and the substances present onsite that meet the threshold planning quantities. Failure to comply could lead to enforcement action including financial

Agency: New Jersey Department of Environmental Protection

Authority: Superfund Amendments and Reauthorization Act (SARA) Title III (42 U.S.C. 11001 et seq.)

Contact: For SERC Notification:

NJDEP, Compliance & Enforcement

Bureau of Chemical Release Information & Prevention

ATTN: 302 Notification

P.O. Box 405

Trenton, NJ 08625-0405 at (609) 984-3219

For LEPC listings:

NI State Police

Office of Emergency Management

Division Headquarters Box 7068 River Road

West Trenton, NJ 08628-7068 at (609) 882-2000 ext. 2945

*NOTE: A copy may be obtained by contacting USEPA at (800) 535-0202.

Report: **Emergency Release Notification**

Every facility, regardless of private or public status or number of employees, must report immediately Summary:

> by telephone any accidental release of a known or suspected hazardous substance, regardless of quantity, to the NJDEP's 24-hour hotline at (609) 292-7172. Based on the circumstances, the DEP will explain what must be done next. If the release is either an Extremely Hazardous Substance* or a CERCLA substance* at its reportable quantity, the facility operator must also notify the National Response Center at (800) 424-8802 and the local emergency planning committee. If a facility operator is uncertain about the nature of a released substance, the DEP hotline must still be contacted. If a facility operator fails to report a release, he or she may be subject to penalties. Written follow-up notifications should be submitted no later than 30 days following the release

incident with a copy to the local emergency planning committee.

If a facility operator is unable to reach the hotline but must report a release to prevent loss of life, they should call the appropriate Emergency Response Regional Office and then notify the hotline as soon as possible.

Agency:

New Jersey Department of Environmental Protection

Authority:

Superfund Amendments and Reauthorization Act (SARA) Title III (42 U. S. C. 11001 et seq.) and the New Jersey Spill Compensation and Control Act - N. J. S. A. 58:10-23.11

Contact:

For written follow-up notification:

NIDEP, Site Remediation

Division of Responsible Party Site Remediation Bureau of Communications & Support Services

P.O. Box 028

Trenton, New Jersey 08625-0028

For telephone notification:

DEP Emergency Hotline: (609) 292-7172

ER Region I: (973) 669-3935 (Bergen, Essex, Hudson, Hunterdon, Morris, Passaic, Somerset,

Sussex, Union and Warren)

ER Region II: (609) 584-4130 (Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester,

Mercer, Middlesex, Monmouth, Ocean and Salem)

*NOTE: A copy of these lists with thresholds may be obtained by contacting USEPA at (800) 535-0202.

Report:

Toxic Chemical Release Inventory Release and Pollution Prevention Report

Summary:

Manufacturing facilities (SIC 20-39), Metal Mining (SIC 10 except for 1011, 1081, and 1094), Coa Mining (SIC 12 except for 1241), Electric Utilities (SIC 4911, 4931, 4939 limited to facilities that combust coal and/or oil for the purpose of generating power for distribution in commerce), Commercial Hazardous Waste Treatment & Disposal (SIC 4953 limited to facilities regulated under the Resource Conservation and Recovery Act), Chemicals & Allied Products-Wholesale (SIC 5169), Petroleum Bulk Stations (SIC 5171), Solvent Recovery Services (SIC 7389 limited to facilities primarily engaged in solvent recovery services on a contract or fee basis), and federal facilities with 10 or more full-time employees which have manufactured, processed, imported or otherwise used any of the more than 600 toxic chemicals and chemical groups during the previous calendar year, above federally mandated threshold quantities, must complete a Toxic Chemical Release Inventory Form (Form R). The report is sent annually to the USEPA in Washington, D. C., and a photocopy is sent to the NJDEP. The information reported is an estimate of the release or emissions of the regulated chemicals during a calendar year to the air (fugitive or stack), water (discharges to receiving streams), publicly owned treatment works, disposal at offsite locations, land, and underground injection. Waste treatment methods, efficiency, and pollution prevention information must also be reported. The report is due each year on July 1.

Employers covered by the NJ Worker and Community Right To Know Act who complete this inventory must also complete a New Jersey Release and Pollution Prevention Report that requires additional information on each reportable substance. Employers must also give information about any of the substances reportable under NJ pollution prevention rules. The signed original is sent to NJDEP and a photocopy is sent to the designated county lead agency. No copies of this

report need be sent to USEPA.

Agency:

New Jersey Department of Environmental Protection

Authority:

Superfund Amendments and Reauthorization Act of 1986, Title III Emergency Planning and Community Right-To-Know Act (42 U. S. C. 11001 et seq.) Section 313, the NJ Worker and Community Right To Know Act - N. J. S. A. 34:5-1 et seq., and the NJ Pollution Prevention Act — N.J.S.A. 13:1D-35 et seq.

Contact:

NIDEP, Compliance & Enforcement

Bureau of Chemical Release Information & Prevention

P.O. Box 405

Trenton, NJ 08625-0405 at (609) 292-6714

USEPA, Emergency Planning & Community Right To Know Hotline, at (800) 535-0202 (8:30 a.m. to 7:30 p.m. eastern time) or USEPA, Region 2, at (732) 906-6890

Report:

Community Right To Know Survey

Summary:

Employers in certain designated Standard Industrial Classification codes are subject to reporting under the NJ Worker and Community Right To Know Act. Each covered employer must complete a hazardous substances inventory called a Community Right To Know Survey, reporting about substances produced, used, or stored at the facility. The report is due annually on March 1 for the prior year. The DEP provides all covered employers with a survey package containing the reporting forms, instructions, and the list of reportable substances. Even if no hazardous materials are used or stored, the first page of the survey must be completed and returned.

There are also federal reporting requirements for federal and private sector facilities subject to the Emergency Planning and Community Right-to-Know Act of 1986 that meet certain threshold quantities for any substance that requires a material safety data sheet in accordance with the US

Occupational Safety and Health Administration's Hazard Communication Standard.

Agency:

New Jersey Department of Environmental Protection

Authority:

NJ Worker and Community Right To Know Act - N. J. S. A. 34:5A-l et seq. and Superfund Amendments and Reauthorization Act (SARA) Title III (42 U. S. C. 11001 et seq.)

Contact:

For state and federal information/requirements:

NJDEP, Compliance & Enforcement

Bureau of Chemical Release Information & Prevention

P.O. Box 405

Trenton, NJ 08625-0405 at (609) 292-6714

SITE REMEDIATION APPROVALS

This program protects the public health and the environment by implementing actual cleanup plans at sites being remediated with public funds; oversees the cleanup of major sites being conducted by responsible parties; acts as lead agency for emergency and spill activities related to hazardous substances and wastes; and implements the Industrial Site Recovery Act (ISRA) and the Underground Storage of Hazardous Substances Act.

Approval: ISRA - Allows the sale, transfer or closing of an industrial establishment, upon approval of a

remedial action workplan, execution of a remediation agreement, determination of No Further

Action (NFA), or approval of certain waiver provisions.

Summary: The Industrial Site Recovery Act (ISRA) provides many new processes to streamline and privatize

the former Environmental Cleanup Responsibility Act (ECRA). The ISRA program is not a "permit" program, but rather is a case management program which provides oversight for site

remediation activities.

Agency: New Jersey Department of Environmental Protection

Authority: Industrial Site Recovery Act - N. J. S. A. 13:1 K-6

Contact: NJDEP, Site Remediation Program

Industrial Site Evaluation Element

P.O. Box 432

Trenton, NJ 08625-0432 at (609) 777-0899 or srpweb@dep.state.nj.us

Estimated Review

Timeframe: Remediation Agreement 7 days

Remedial Action Workplan Review and Approval 120 days

Completion of Cleanup -

Preliminary Assessment/Site Investigation with a

Negative Declaration 7 days
Minimum Environmental Concern Waiver 30 days
Applicability Determination 7 days

NOTE: Owners and operators of industrial establishments who have triggered the requirements of

ISRA are advised to call the office above in order to obtain the appropriate forms and checklists.

Approval: New Jersey Pollutant Discharge Elimination System(NJPDES) - Discharge to Ground Water

Summary: For sites with groundwater contamination, the lead bureau for the remediation project within the

Site Remediation Program reviews and issues groundwater discharge permits related to cleanups. If the contamination is due to leaking underground storage tanks, contact the Bureau of Groundwater

Pollution Abatement. All other discharge to ground water permits are issued through the

Environmental Regulation Program. (see page 54)

Agency: New Jersey Department of Environmental Protection

Authority: New Jersey Water Pollution Control Act of 1977 N.J.S.A. 58:10A-1 et seq. and N.J.A.C. 7:14A-1 et seq.

Contact: NJDEP, Site Remediation Program

Case Manager for Remediation Program

P.O. Box 028

P.O. Box 026

Trenton, NJ 08625-0028 at (609) 292-9120 or srpweb@dep.state.nj.us

Estimated

Timeframe: Permit-by-rule Site Remediation 7 days

NJPDES-DGW Site Remediation 6 months

Approval:

Registration of Underground Storage Tanks

Installation or Substantial Modification of Underground Storage Tanks

Underground Storage Tank Closure Plan Approval

ummary:

In accordance with New Jersey's Underground Storage of Hazardous Substances Act, all underground storage tanks regulated by this statute are required to be registered with the department. Facilities with underground storage tanks containing regulated substances that were in the ground as of September 3, 1986, and that have not registered with the Bureau of Underground Storage Tanks, are out of compliance with the law and may be subject to penalties and/or fines. A registration questionnaire should be completed and submitted immediately. An initial registration fee may be required

Any person who owns or operates, or is proposing to own or operate, a regulated underground storage tank (UST) must obtain a permit from the department prior to replacing, installing, expanding or substantially modifying the UST system.

A UST is defined as any one or combination of tanks, including pipes, lines, fixtures and other related equipment, used to contain an accumulation of hazardous substances, the volume of which, including the volume of the appurtenant pipes, lines, fixtures and other related equipment, is 10% or more beneath the surface of the ground.

Refer to N. J. A. C. 7:14B-1.4, Applicability, for USTs that are not regulated. If there is a doubt, contact (609) 633-7141.

Substantial modifications include many repairs and most upgrades to regulation standards for discharge monitoring systems, corrosion protection, and spill and overflow prevention. A substantial modification is defined as any construction at, or restoration, refurbishment or renovation of, an existing facility that increases or decreases the inplace storage capacity of the facility or alters the physical configuration, or impairs or affects the physical integrity of the facility or its monitoring systems. Replacement of the entire length of piping from the dispenser to the tank shall constitute a new installation. The owner or operator of a regulated UST who intends to close that system must first obtain a closure approval from the department.

Agency:

New Jersey Department of Environmental Protection

Authority:

The Underground Storage of Hazardous Substances Act -N J. J. S. A. 58:10A-21 et seq.

and N. J. A. C. 7:14B

Contact:

NJDEP, Site Remediation

Industrial Site Evaluation Element Bureau of Underground Storage Tanks

P.O. Box 028

Trenton, NJ 08625-0028 at (609) 292-8761 or 633-0708 or srpweb@dep.state.nj.us

Estimated

Timeframe:

Closures Plan Approval

2 months

Permits

2 months

Registration

2 months

NOTE: Applicants are advised to contact the program for appropriate forms and requirement checklists.

SOLID & HAZARDOUS WASTE

The Division of Solid and Hazardous Waste ensures that all waste generated and/or disposed of within New Jersey is managed in a manner that protects the environment and the public health.

Permit:

Solid Waste Facility Permit

Summary:

An approved registration and a solid waste facility permit are required for all new solid waste facilities and must be maintained for all existing solid waste facilities (SWF). In addition, newly proposed solid waste facilities must obtain an Environmental and Health Impact Statement (EHIS) approval. Facilities are required to submit annual registration updates. The NJDEP can issue emergency SWF permits defined as Temporary Certificates of Authority to Operate (TCAO) to avert a major disruption in solid waste disposal service which is deemed inconsistent with the Solid Waste Management Act or would imperil the public health, safety or the environment.

A solid waste facility is any system, site, equipment or building which is utilized for the storage, collection, processing, transfer, transportation, separation, composting, recycling, recovery thermal destruction or disposal of solid waste. Solid waste is defined as any garbage, refuse, sludge or any other discarded waste material resulting from industrial, commercial and agricultural operations or from domestic or community activities. Solid waste includes any solid, liquid, semi-solid or contained gaseous material that is discarded or intended to be discarded after it has served or can no longer serve its original intended use.

Solid waste facilities include composting facilities, transfer stations, incinerators, sanitary landfills and materials recovery facilities. The application requirements are scaled to the size of the facility and its impact on the environment.

A pre-application meeting is required for most solid waste facilities and recommended for other activities. The applicant is required to submit information to the NJDEP on the project, a site location map and a general description of the proposed facility. The NJDEP will describe the permit application requirements, the permit-decision review and the general timeframes, and has technical manuals to assist in preparing the application.

Prior to acceptance of a SWF permit application for review, the facility must be deemed consistent with and incorporated into the appropriate District Solid Waste Management Plan. Each district (county) has different submittal reviews and approval processing and should be contacted specifically. A SWF permit cannot be issued until the plan amendment denoting the solid waste facility in the District Solid Waste Management Plan is certified by the Commissioner of the NJDEP.

Solid Waste Facility permits are issued for a term not to exceed five years. The permittee of an authorized solid waste facility must apply for permit renewal at least 90 days prior to the expiration date of the existing permit. A SWF permit cannot be transferred to a new owner/operator without the approval of the NJDEP. The permittee is required to submit updated information where applicable. A SWF permit can be modified upon request or for cause. Modifications to the permit cannot be made without approval and in some instances, public notice. Within the same timeframe as noted above, NJDEP must make a decision on a renewal, transfer or modifications.

Environmental and Health Impact Statement (EHIS) Approval:

No person may proceed to construct, acquire or operate any solid waste facility without having obtained an EHIS approval. The EHIS is considered a component of a complete application for a solid waste facility. The EHIS is to be developed based on the nature, scale and location of the proposed facility. It includes an executive summary, description of the area and operations, an environmental inventory, an environmental assessment, a health assessment, a summary of potential adverse impacts and mitigation measures, a comparison of reasonable design alternatives, local short-term impacts and a discussion of irreversible and irretrievable commitment of natural resources.

As with the SWF permit, an EHIS approval can be issued on an emergency basis. In addition, if a solid waste operation or a SWF permit is modified, an updated EHIS may be required. A renewal or the transfer of a SWF permit may require updating the EHIS and the engineering designs as well.

Closure and Post-Closure Plan Closure and Post-Closure Financial Plan Escrow Withdrawal Approval:

All sanitary landfills (SLF) operating on or after January 1, 1982, are required to prepare and submit a closure and post-closure plan and a closure/post-closure financial plan to the NJDEP for review and approval. The closure plan shall describe the measures required to properly close the facility including final cover (cap and vegetation), drainage, groundwater monitoring, methane gas monitoring and control, leachate collection and control, run-on and run-off control, erosion control, slope stability and maintenance of the closure systems. For new facilities the closure and post-closure plan is part of the SWF application. The post-closure period is established at 30 years after closure but may be reduced or extended as deemed appropriate by the NJDEP to protect public health and the environment.

The financial plan shall describe the cost and expenses and means for meeting the costs and expenses for implementing the approved closure and post-closure plan. It must include an estimate of the costs and a projection of the funds that will be available in the escrow account. The owner/operator must update the financial plan and the cost estimates every two years. No withdrawals from the escrow account can be made without the approval of the NJDEP. Remaining funds in the escrow account are transferred into the Sanitary Landfill Facility Contingency Fund.

The owner/operator must submit a written request to the NJDEP which identifies the specific provisions of the closure and post-closure plan for which funding is sought.

The owner/operator of an SLF must notify the NJDEP of their intention to close. No person can sell any land which has been utilized as an SLF at anytime without the notice of its use. The owner/operator must file a detailed description of the SLF on the deed in the county recording office. Within 90 days of closure the owner/operator must submit an as-built certification by a NJ Professional Engineer that each element of the closure and post-closure plan has been implemented as designed and approved.

Landfill Disruption/Closure Plan:

Prior approval is required for any disruption, construction or excavation activity on or in a closed or existing solid waste land disposal area. Approval is also required for historic land disposal areas that have not been closed pursuant to an approved closure plan.

On-site Disposal:

Contact:

Specific types of source separated recycled materials that are processed and reused as a product excusively at the point of generation may be disposed of on site. Approval from all applicable county/local agencies and of the Soil Erosion and Sediment Control Site Plan, must be obtained. The regulatory exemption at N.J.A.C. 7:26 A-1.4(a)2 for this activity does not apply to petroleum contaminated soils and any materials generated off site.

Agency: New Jersey Department of Environmental Protection

NIDEP, Environmental Regulation

Authority: Solid Waste Management Act - N. J. S. A. 13:1 E-1 et seq. and N. J. A. C. 7:26-1 et seq.

Division of Solid and Hazardous Waste, Office of Permitting

P.O. Box 414

Trenton, NJ 08625-0414 at (609) 530-5950

Estimated		Note: All time	frames are for review of	
Timeframe:	Landfills:	administratively	administratively complete applications	
	New Permits		·17 months	
	Major Modifications of Permit		3 months	
	Minor Modifications of Permit		2 months	
	Closure Plans (pre-1982)		6 months	
	Closure Plans (post-1981)		11 months	
	Permit Renewals		6 months	

Transfer of Ownership Minor Technical Reviews Annual Topographic Map Reviews Disruptions Methane Venting Systems Cover Material Requests ID-27 Soil Requests Preliminary EHIS RD&D Approval	6 months 4 months 5 months 5 months 4 months 4 months 4 months 45 days 5 months 3 months
Resource Recovery Permits: New Permits Major Modification Minor Modification Permit Renewals Minor Technical Reviews Preliminary EHIS Transfer of Ownership	17 months 8 months 4 months 8 months 4 months 5 months 8 months
Small Scale Incinerators: New Permits Major Modification Minor Modification Permit Renewals Transfers of Ownership Minor Technical Review	5 months 4 months 5 months 5 months 5 months 3 months
Transfer Station/Materials Recovery (Large) New Permits Major Modification Minor Modification Permit Renewals Transfer of Ownership Minor Technical Reviews	11 months 8 months 2 months 8 months 8 month 60 days
Transfer Station/Materials Recovery (Small) New Permits Major Modification Minor Modification Permit Renewals Transfer of Ownership Minor Technical Reviews Intermodal Container Facility Approval	8 months 7 months 2 months 7 months 7 months 60 days 45 days
MSW Compost Facilities: New Permits Major Modification Minor Modification Transfer of Ownership Minor Technical Reviews Preliminary EHIS Permit Renewals	6 months 1 month 1 month 1 month 15 days 2 months 3 months

NOTE: Issuance of a new SWF permit is dependent on the issuance of a Disclosure Statement Approval. Please contact the division and request an administrative checklist of submission requirements for a particular permit.

Approval:

Recycling Center General or Limited Approval

Summary:

Any person interested in operating a Recycling Center to receive, store, process or transfer recyclable material is required to obtain either a General or Limited Approval prior to the start of operations.

A Recycling Center is a facility designed and operated solely for receiving, storing, processing or transferring source separated recyclable materials. Recyclable materials are those materials that would otherwise become solid waste and that may be collected, separated or processed and returned to the economic mainstream in the form of raw materials or products. Recyclable materials fall into 4 major categories defined as follows:

"Class A" recyclable material" is a source separated non-putrescible recyclable material that includes metal, glass, paper, plastic containers, and corrugated and other cardboard.

"Class B recyclable material" is a source separated non-putrescible recyclable material that includes, but is not limited to: waste concrete, asphalt, brick, block, asphalt-based roofing scrap and wood waste; waste materials other than metal, glass, paper, plastic containers, corrugated and other cardboard resulting from construction, remodeling, repair and demolition operations on houses, commercial buildings, pavements and other structures; whole trees, tree trunks, tree parts, tree stumps, brush and leaves provided that they are not composted; source separated scrap tires; and petroleum contaminated soil.

"Class C recyclable material" is a source separated compostable material that includes, but is not limited to, organic materials such as food waste and yard trimmings such as leaves and grass clippings.

"Class D recyclable material" is a source separated material that includes, but is not limited to the following: used oil (used lubricant oil, used coolant oil, used emulsion oil, and other synthetic oil or oil refined from crude oil, which has been used, and as a result of such use is contaminated by physical or chemical impurities); batteries, pesticides, thermostats and latex paint; oil-base paints from household or small quantity generators; and antifreeze.

Certain recycling activities are excluded from General or Limited approval in accordance with N.J.A.C. 7:26A-1.4. Recycling centers receiving, storing, processing or transferring solely Class A recyclable materials are exempt from approval. Recycling Center Limited Approval is available for recycling centers that receive, store, process or transfer solely Class B recyclable material for a period of time not to exceed 180 days.

Any recycling center subject to General Approval must be included in the appropriate District Solid Waste Management Plan. Each District (county) has different submittal requirements and approval processing and should be contacted directly. A Recycling Center General Approval cannot be issued until a plan amendment is certified by the Commissioner of the NJDEP or an administrative amendment is approved by the Division of Solid and Hazardous Waste.

Recycling Center General Approvals are issued for a term not to exceed five years. Owners and/or operators of recycling centers must apply for approval renewal at least 90 days prior to the expiration date of the existing approval. A Recycling Center General Approval cannot be transferred to a new owner/operator without the approval of the NJDEP. The owner/operator is required to submit updated information where applicable. Recycling Center General or Limited Approvals can be modified upon request. Modifications to the approval cannot be made without prior approval.

Technical manuals and application guidelines have been prepared that describe the procedural and substantive requirements for the completion of an application for Recycling Center General Approval. Copies of technical manuals can be obtained by sending a check or money order, made

payble to the Treasurer, State of New Jersey for the appropriate amount, to Maps and Publications, NJDEP, P.O. Box 438, Trenton, NJ 08625-0438. While not required in all cases, a pre-application meeting is recommended and can be arranged by calling the phone number listed under contact

30 days

Agency:

New Jersey Department of Environmental Protection

Authority:

Solid Waste Management Act N.J.S.A. 13:1 E-1 et seq. and N.J.A.C. 7:26A-1 et seq.

Contact:

NJDEP, Environmental Regulation Division of Solid and Hazardous Waste Office of Permitting and Technical Programs P.O. Box 414

Trenton, NJ 08625-0414 at (609) 984-5950

Estimated

Time Frames: Class

Class B Recycling Centers (Limited Approval)	
New Approval	

Modification of an approval 30 days

Class B Recycling Centers

New Approval	90 days
Modification of an approval	60 days
Approval Renewal	60 days
Transfer of ownership	60 days

Class C Recycling Centers

New Approval	90 days
Modification of an approval	60 days
Approval Renewal	60 days
Transfer of ownership	60 days

Class D Recycling Centers

New Approval	90 days
Modification of an approval	60 days
Approval Renewal	60 days
Transfer of ownership	60 days

Permit:

A901 Disclosure Statement Approval

Summary:

The waste management regulations N.J.A.C. 7:26-16 et seq. implement the statutory authority set forth under N.J.S.A. 13: 1E-126 et seq. The solid and hazardous waste A901 licensing program was designed to preclude persons with known criminal records, habits, or associations from operating solid and hazardous waste industries. In addition, such persons were to be excluded or removed from positions of authority or responsibility in those industries known to be so deficient in reliability, expertise or competence that their participation would create or enhance the danger of unsound environmental activities.

In order to implement the above-referenced statute and regulations, the A901 Program functions within two separate departments and three divisions. The Department of Environmental Protection (DEP) houses the Division of Solid and Hazardous Waste, while the Department of Law and Public Safety houses both the Division of State Police (SP) and the Division of Law (DOL). [Note: The A 901 Restructuring has incorporated these areas].

In accordance with the aforementioned regulations, any person/company that collects, transports or disposes of solid and/or hazardous waste created or generated by that person/company may not need to seek a "license" but must obtain an "exempt" approved registration. However, to collect, transport, or dispose of solid and/or hazardous waste generated by third parties (i.e., other people), a person/company must obtain a "license" through the A901 Licensing Program.

"Incoming" A901 licensing applications are handled by the DOL as they are administratively reviewed for completeness. Any incoming application for a company which was operating at the time the A901 statute took effect has been allowed to operate as a solid and/or hazardous waste transporter under a "grandfathered" status pending full A901 license approval. These companies have been separated out from the overall licensing population because, when they go through the A901 processing system, they are reviewed differently than those permit applicants that are not grandfathered.

All administratively complete licensing applications are forwarded to the State Police (SP). After the SP has completed its investigative report, the application is then forwarded to the Attorney General's Office at the DOL for a final review that includes a criminal background check. The licensing application with its Deputy Attorney General (DAG) recommendation and SP report is then forwarded back to the DEP, which will accept or reject the DAG's recommendation and either issue or deny the license. All A901 applicants must annually submit updated company information to DOL to identify any changes which may have taken place since its previous submission.

Agencies:

New Jersey Department of Environmental Protection and Department of Law and Public Safety

Authority: Contact: NJSA 13:1E-126 et seg and NJAC 7:26-16 and 16A.

NJDEP, Environmental Regulation Division of Solid and Hazardous Waste

Hazardous Waste Regulation

P.O. Box 421

Trenton, NJ 08625-0421 at (609) 292-7081

NJDLPS, Division of Law

A901 Unit P.O. Box 093

Trenton, NJ 08625-0093 at (609) 292-6019

Estimated

Timeframe:

18 months plus any time necessary for the applicant to respond to formal requests for information and depositions. Annual update -14 days

NOTE: A Disclosure Statement Package is supplied upon request. General instructions and supporting documentation for completing the disclosure filing are included.

Permit:

Solid and Hazardous Waste Transporter

Summary:

Any person transporting solid and hazardous waste is required to first obtain an approved registration. Any device used for transporting solid and/or hazardous waste must be registered with the NJDEP. Prior to May 1 of each calendar year each registrant must submit to the NJDEP an updated registration statement. Failure to submit an updated registration and applicable fees on or before June 1 can be cause to revoke an approved registration of a solid and/or hazardous waste transporter or to declare it expired. Persons transporting their own solid waste in passenger automobiles bearing general registration plates or in vehicles registered with NJDMV having a maximum gross weight of 8,000 pounds are exempt from registration with the NJDEP. The registration of vehicles transporting hazardous waste has additional requirements as listed in NJAC 7:26G-7.3a.

Agency: New Jersey Department of Environmental Protection

Authority: NJSA 13:1E-1 et seq and NJAC 7:26-3 et seq.

Contract: NJDEP, Environmental Regulation

Division of Solid and Hazardous Waste Bureau of Solid Waste Regulation

P.O. Box 421

Trenton, NI 08625-0421 at (609) 292-7081

Estimated

Timeframe: Issuance of a new commercial license registration is dependent on the issuance of a Disclosure

Statement Approval. Registration for "exempt" transporters may be obtained within the same day

by appointment only.

NOTE: Please contact the office above for an administrative checklist of submission requirements for the permit. Issuance of a new registration is dependent on the issuance of a Disclosure Statement

Approval and receipt of a Certificate of Public Convenience and Necessity.

Permit: Regulated Medical Waste Destination Facility/Intermediate Handler Registration

Summary: Any facility which treats and/or destroys regulated medical waste as defined at N. J. A. C. 7:36-3A-6 is

required to obtain an approved registration as a regulated medical waste destination facility/intermediate handler. The registration year is from January 1 to December 31 and the registration renewal fee must be paid by January 29 of the following year. Failure to pay the applicable annual fee will result in the

cancellation of the facility's status as registered and will subject it to penalties and fines.

Agency: New Jersey Department of Environmental Protection

Authority: N. J. S. A. 13:1E-1 et seq. and N. J. A. C. 7:31-3A

Contact: NJDEP, Environmental Regulation

Division of Solid and Hazardous Waste Bureau of Hazardous Waste Regulation

P.O. Box 414

Trenton, NJ 08625-0414 at (609) 984-3448

Estimated

Timeframe: Approximately 14 days from the receipt of a completed application and the fee.

NOTE: Contact the office listed above for an administrative checklist of submission requirements

for registration.

Permit: Regulated Medical Waste Generator Registration

Summary: Any person generating regulated medical waste as defined at N. J. A. C. 7:36-3A-6 is required to

obtain an approved registration as a regulated medical waste generator. The person must estimate the amount of regulated medical waste generated on an annual basis and submit the applicable fee based on the rate of generation. The registration period is from July 22 of one calendar year to July 21 of the next calendar year. The registration fee must be paid by August 20 of the first calendar year. Failure to pay the appropriate fee based on annual amount of regulated medical waste

generated and to maintain registration as a regulated medical waste generator will subject the person

to penalties and fines.

Agency: New Jersey Department of Environmental Protection

Authority: N. J. S. A. 13:1E-1 et seq. and N. J. A. C. 7:26-3A

Contact:

NJDEP, Environmental Regulation Division of Solid and Hazardous Waste Bureau of Hazardous Waste Regulation

P.O. Box 414

Trenton, NJ 08625-0414 at (609) 984-3448

Estimated Timeframe:

Approximately 30 days from the receipt of a completed application and the fee.

NOTE: Contact the office listed above for an administrative checklist of submission requirements

for registration.

Permit:

Regulated Medical Waste Transporter Registration

Summary:

Any person transporting regulated medical waste is required to first obtain an approved registration as a solid waste collector/hauler and as a regulated medical waste hauler. Any device used for transporting regulated medical waste must be registered with the NJDEP. Prior to May 1 of each calendar year, each registrant must submit to the NJDEP an updated registration statement. Failure to submit an updated registration and applicable fees on or before June 1 can be cause to revoke an approved registration of a regulated medical waste transporter or to declare it expired.

Agency: Authority: New Jersey Department of Environmental Protection N. J. S. A. 13:1E-1 et. seq. and N. J. A. C. 7:36-3A et. seq.

Contact:

NJDEP, Environmental Regulation Division of Solid and Hazardous Waste Bureau of Hazardous Waste Regulation

P.O. Box 414

Trenton, NJ 08625-0414 at (609) 292-7081

Estimated Timeframe:

Contact the office listed above for an administrative checklist of submission requirements for the permit. Issuance of a new registration is dependent on the issuance of a Disclosure Statement Approval, receipt of a Certificate of Public Convenience and Necessity, and payment of appropriate fees to transport regulated medical waste.

Permit:

Regulated Medical Waste Alternative or Innovative Technology Demonstration Program Authorization

Summary:

Any person who intends to conduct a demonstration program of a technology alternative to incineration or an innovative technology to treat and destroy regulated medical waste using means other than incineration must first obtain a written authorization of such demonstration program. A demonstration program of any technology, including proprietary or patented methods, that permanently alters the composition, volume, weight or other relevant waste or material characteristics of regulated medical waste, through chemical, biological or physical means so as to have a beneficial and long-term effect on the environment by reducing the quantity, infectiousness, toxicity, or constituent mobility of waste or materials generated, recovered, recycled, treated, transported, disposed of or otherwise managed (including products or production processes that promote or enhance material recovery, recycling or marketing of secondary materials, or that reduce or eliminate waste or emissions at the source of generation) must be authorized by the NJDEP.

Agency:

New Jersey Department of Environmental Protection

Authority:

N.J.S.A. 13:IE-1 et seq. and N.J.A.C. 7:26-3A. 8(g) 2.

Contact:

NJDEP, Environmental Regulation

Division of Solid and Hazard Waste

Bureau of Resource Recovery and Technical Programs

P.O. Box 414

Trenton, NJ 08625-0414 at (609) 984-6620

Estimated Timeframe:

Authorization can be obtained in approximately 30 days after supplying complete information.

NOTE: Issuance of an authorization is dependent on conducting a demonstration program within the guidelines set by the New Jersey Department of Health and Senior Services to safeguard public health. Contact the office listed above for an administrative checklist of submission requirements for NJDEP guidelines and authorization and DOHSS guidelines to conduct a demonstration project.

Permit:

Conditionally Exempt Small Quantity Generators (CESQG) NJX Program

Summary:

In an effort to encourage environmentally sound disposal of conditionally exempt small quantities of hazardous waste, the NJDEP offers an alternative, voluntary notification program for conditionally exempt small quantity generators. This program - known as the 'NJX' number program - is open to places of business which do not generate in any calendar month more than;

- a) 100 kilograms of non-acutely hazardous wastes.
- b) 1 kilogram of acutely hazardous waste.
- c) 100 kilograms of any residue or contaminated soil waste or debris resulting from the cleanup of a spill of any acute hazardous waste.

NJX generators are subject to reduced environmental regulation. For information on the NJX program and to obtain the application forms, please contact the bureau listed below.

Agency:

New Jersey Department of Environmental Protection

Authority:

Solid Waste Management Act N.J.S.A. 13:1E-1 et seg. and NJAC 7:26 G

Contact:

NJDEP, Environmental Regulation Division of Solid & Hazardous Waste Bureau of Hazardous Waste Regulation

P.O. Box 421

Trenton, NJ 08625-0421 at (609) 292-7081

Estimated

Timeframe:

The NJX ID number is issued within (one) day of receipt of the properly completed application.

The Division's Permitting Element issues RCRA Hazardous Waste Facility permits and RCRA Research, Development and Demonstration permits and provides waste classifications and technical assistance regarding regulatory compliance.

Permit:

RCRA Hazardous Waste Facility Permit

Summary:

Permitting is required for all facilities that treat, store or dispose of hazardous waste unless otherwise provided by N.J.A.C. 7:26G-1 et seq. Hazardous Waste Facility means all contiguous land,

structures, other appurtenances and improvements on the land used for treating, storing or disposing of hazardous waste. A facility may consist of several treatment, storage or disposal operational units.

The currently effective State rules incorporate by reference the federal hazardous waste regulations. Therefore, applicants must comply with the federal RCRA regulations. Application fees, biennial

reporting fees and inspection fees are required.

Agency:

New Jersey Department of Environmental Protection

Authority:

Solid Waste Management Act - N.J.S.A. 13:1E-1 et seg. and N.J.A.C. 7:26G-1 et seg.

Contact:

NJDEP, Environmental Regulation Division of Solid and Hazardous Waste

Bureau of Hazardous Waste & Transfer Facilities

P.O. Box 414 (401 E. State St.)

Trenton, NJ 08625-0414 at (609) 292-9880

Estimated

Timeframe*:

HWF Permit:

Storage/Treatment Incinerators Land Disposal 14.5 months 16.5 months 19.5 months

Class 1 Modification Class 2 Modification Class 3 Modification 1 month 5 months 8 months

Closure Plan Approval

6 months

*Note: All timeframes are for administratively complete applications

a-tolline

Permit

Research, Development and Demonstration Permit

Summary:

The Department may issue a research, development and demonstration (RD&D) permit for hazardous waste treatment facilities which utilize an innovative and experimental treatment technology or process for which permit standards have not been promulgated in the regulations. The permit will describe how the facility will be constructed, the types and quantities of wastes the facility may accept and how wastes will be managed and treated. The permit will also include requirements regarding monitoring, operation, financial responsibility, closure, remedial action, testing and reporting. An RD&D permit may be terminated at any time the Department determines that termination is necessary to protect human health and the environment. The term of an RD&D permit is up to one year. The permit may be renewed up to three times. The term of each renewal shall be for not more than one year.

Application fees, biennial reporting fees and inspection fees are required.

Authority:

Solid Waste Management Act - N.J.S.A. 13:1E-1 et seq. and N.J.A.C. 7:26G-1 et seq.

Contact:

NJDEP, Environmental Regulation Division of Solid and Hazardous Waste

Bureau of Hazardous Waste & Transfer Facilities

P.O. Box 414 (401 E. State St.)

Trenton, NJ 08625-0414 at (609) 292-9880

Estimated

Timeframe:

120+ Days

WASTEWATER

The Division of Water Quality protects the public health and the environment of New Jersey by regulating the disposal of treated municipal and industrial wastewater and industrial stormwater runoff to the ground or surface waters with permits which contain the limitations and requirements deemed necessary to prevent significant deterioration of the resource.

Permit:

New Jersey Pollutant Discharge Elimination System (NJPDES) - Discharge to Surface Water or Groundwater from Municipal, Industrial, Thermal or Industrial Indirect Discharges to Publicly Operated Treatment Works (POTWs)

Summary:

Those persons who currently discharge or plan to discharge to surface waters of the state are required to obtain a NJPDES Discharge to Surface Water (DSW) permit. Point source discharges are prohibited without a NJPDES/DSW permit. Contaminated groundwater from a pump test or long-term remediation that is discharged as a point source to surface water must be regulated under a NJPDES/DSW permit prior to discharge.

Those persons planning new discharges or expansions at existing municipal facilities to surface waters must first receive a Discharge Allocation Certificate. This certificate establishes effluent limits which a new facility must meet upon approval of a permit. It provides time for the discharger to design, have approved and install a treatment system prior to commencing discharge under a valid NJPDES/DSW permit.

If an industrial facility's wastewater is treated prior to discharge to surface water(s) and as a result of treatment generates a residual (applicable to the Sludge Quality Assurance Regulations N.J.A.C. 7:14-4.1 et seq.), the facility is required to comply with the Permit Conditions Relating to Residuals Management (added to the NJPDES/DSW permit as Part IV-Residuals). Any questions concerning the Residuals Management Conditions should be directed to the Bureau of Pretreatment and Residuals at (609) 633-3823.

Any persons who currently discharge or propose to discharge pollutants to or via conveyances which will or may result in the introduction of pollutants into the groundwaters of the state are required to obtain a NIPDES Discharge to Groundwater (DGW) permit. The DGW permit is required to monitor the actual or potential discharge of polltants through monitoring of the discharge, monitoring of the ground water or both. No new source may discharge to groundwater prior to obtaining a NJPDES/DGW permit. Conveyances which will or may result in the introduction of pollutants to groundwater include, but are not limited to, subsurface disposal systems not in conformance with N.J.A.C. 7:9A-1.1 et seq. (Chapter 199); infiltration/percolation lagoons; surface impoundments; overland flow; and spray irrigation systems. Pollutants include, but are not limited to, sanitary/domestic wastewater, industrial wastewater, food processing wastewater, filter backwash, contact/non-contact cooling water, and contaminated stormwater runoff. Any questions concerning NJPDES/DGW permits for non-remediation actions should be directed to the Bureau of Nonpoint Pollution Control at (609) 292-0407. Questions concerning NJPDES/DGW permits for remedial actions for underground storage tanks should be directed to the Bureau of Underground Storage Tanks at (609) 984-3156. Remedial action permit applications for all other contaminated sites should be directed to the Bureau of Groundwater Pollution Abatement at (609) 292-8427.

An application for an individual NJPDES/Significant Indirect User (SIU) permit is required for discharge into a nondelegated local agency's wastewater treatment plant which meets any criterion for Significant Indirect User specified under N. J. A. C. 7:14A-1.9. Additional information pertaining to NJPDES/SIU permit requirements may be obtained by contacting the SIU Program under the Bureau of Pretreatment and Residuals at (609) 633-3823.

Agency:

New Jersey Department of Environmental Protection

Authority:

NJ Water Pollution Control Act of 1977 - N.J.S.A. 58:10A-1 et seq. and N.J.A.C. 7:14A-1 et seq.

Contact: NJDEP, Environmental Regulation

Division of Water Quality

P.O. Box 029

Trenton, NJ 08625-0029

(609) 633-3869 Municipal/Sanitary Discharges to Surface Water (609) 292-4860 Industrial & Thermal Discharges to Surface Water (609) 633-3823 Significant Indirect User Discharges to POTWs

(609) 292-0407 Discharge to Ground Water (609) 633-7021 Stormwater Discharge

Estimated Timeframe:

Surface Water Discharge Permits

6 months

(Permits for the discharge of industrial/commercial process wastewater, sanitary wastewater, contact and/or non-contact cooling water, stormwater runoff, combined sewer overflows and groundwater decontamination that do not qualify for a general permit.)

Discharge Allocation Certificate 6 months
Land Application of Sludge/Residuals 6 months
Groundwater Discharge 6 months
Significant Indirect User Permit 6 months
Request for Authorization 90 days
Terminations 90 days
Permit Modifications 6 months

Permit: Treatment Works Approval (TWA)

Summary:

Approval is required to build, install, modify, or operate any treatment works. "Treatment Works" means any method or system for preventing, abating, reducing, storing, treating, separating or disposing of pollutants including stormwater runoff or industrial waste in combined or separate stormwater and sanitary sewer systems. For most industrial treatment works, the treatment works approval will be issued in the form of a General Industrial Treatment Works Approval (GITWA).

Agency: New Jersey Department of Environmental Protection

Authority: New Jersey Water Pollution Control Act of 1977 - N.J.S.A. 58:10A-1 et seq. and N.J.A.C. 7:14A-22

et seq. and 7:14A23 et seq.

Contact: For Industrial & Municipal Treatment Works (including sanitary sewer connections/extensions)

NJDEP, Environmental Regulation

Division of Water Quality

Bureau of Administration & Management

P.O. Box 425

Trenton, NJ 08625-0425 at (609) 633-1208

For Industrial Subsurface Sewage Disposal Systems (N.J.A.C. 7:9A-3.9)

NJDEP, Environmental Regulation

Division of Water Quality

Bureau of Nonpoint Pollution Control

P.O. Box 029

Trenton, NJ 08625-0029 at (609) 292-0407

Estimated Imeframe:

90 days (Permit is covered by the 90-Day Law, P. L. 1975, c. 232.)

NOTE: The Department tries to issue the GITWAs within 30 days of receipt of the completed application. NOTE: Contact the office listed above for application forms and checklist of submission requirements.

Permit:

Industrial Stormwater Permit - NJPDES (Surface Water)

Summary:

Those persons who presently discharge or plan to discharge stormwater associated with industrial activity (as defined by EPA) to surface water must obtain a NJPDES permit which grants approval

for such a discharge.

NOTE: Although some stormwater discharges had been subject to the NJPDES permit rules, the DEP has adopted new rules. In accordance with the federal EPA regulations, most industrial facilities had to either obtain authorization under a general permit by May 1, 1993 or apply for an individual permit by April 1, 1993. In addition to the above, stormwater discharge from

construction activities that will disturb five acres or more will also need to seek coverage under a separate general permit. The construction stormwater general permit is obtained through the local

Soil Conservation District Office.

Agency:

New Jersey Department of Environmental Protection

Authority:

New Jersey Water Pollution Control Act of 1977 - N.J.S.A. 58:10A-1 et seq. and N. J.A. C.

7:1 4A-1 et seq.

Contact:

New Industrial Stormwater Discharge Permit::

NJDEP, Environmental Regulation

Division of Water Quality

Bureau of Nonpoint Pollution Control

P.O. Box 029

Trenton, NJ 08625-0029 at (609) 633-7026

Construction activities:

Please contact your local Soil Conservation District Office.

Estimated

Timeframe:

90 Days for Basic General Permit 6 Months for Individual Permit

NOTE: Contact the appropriate office listed above for submission requirements.

Five General Permits to help streamline the NJPDES permitting process have been developed. General Permits group common dischargers into classes that can be regulated with a standard set of permit conditions.

Permit 1:

Concrete Products Manufacturing Stormwater General Permit (NJ0108456)

Summary:

The Concrete ISGP is now available to concrete manufacturers with Standard Industrial Classification (SIC) codes 3271, 3272 and 3273. Facilities that received authorization under this permit will monitor for pH and total suspended solids and will be required to implement a Stormwater Pollution Prevention Plan which has specific best management practices designed to eliminate or minimize the environmental impacts of concrete manufacturing. Facilities which have already received authorization under the Industrial Stormwater General Permit NJ0088315 may seek coverage under the new Concrete ISGP if they so desire.

Agency:

New Jersey Department of Environmental Protection

Authority:

New Jersey Water Pollution Control Act of 1977 N.J.S.A. 58:10 A-1 et seq.

Contact:

NIDEP, Environmental Regulation

Division of Water Quality

Bureau of Nonpoint Pollution Control

P.O. Box 029

Trenton, NJ 08625-0029 at (609) 633-7026

Permit 2: Scrap Metal Processing & Automotive Dismantling Facilities Stormwater General

Permit (NJ0107671)

Summary: This General Permit is now available for Scrap Metal Processing and Automotive Parts

Dismantling Industries (NJ0107671). The permit authorizes the discharge of stormwater from facilities involved in the recycling of materials (including metal scrap yards, battery reclaimers, salvage yards and automobile junkyards classified by SIC Codes 5015 and 5093). The authorized facilities must develop a Stormwater Pollution Prevention Plan and monitor their stormwater discharges for

two years after implementation of the plan.

Contact: NJDEP, Environmental Regulation

Division of Water Quality

Bureau of Nonpoint Pollution Control

P.O. Box 029

Trenton, NJ 08625-0029 at (609) 633-7026

Permit 3: General Permit for "Clean Water Discharges" to Surface Water

Summary: This General Permit provides requirements and guidelines for discharging essentially clean

water/wastewater to surface water. Some examples include: potable water conveyance line and storage tank flushing, groundwater discharged from aquifer or well pump tests, discharges from draining municipal or commercial swimming pools, discharges of rinse/wash water from hydrostatic testing of storage tanks or natural gas pipelines, uncontaminated groundwater from various construction dewatering operations or any activity resulting in a similar clean water discharge not

authorized under another NJPDES/DSW permit.

Contact: NJDEP, Environmental Regulation

Division of Water Quality

Bureau of Point Source Discharge Permitting

P.O. Box 029

Trenton, NJ 08625-0029 at Region 1 (609) 633-3869

Region 2 (609) 292-4860

Permit 4: General Permit for Potable Water Treatment Plant Basins (Groundwater) (NJ0108642)

Summary: This general permit will cover potable water treatment plants (WTP) discharging filter

backwash and clarifier water to outdoor basins. This discharge is the result of processing raw water supplies to drinking quality standards which often requires the removal of low concentrations of iron, manganese, organic matter and trace amounts of other metals. This general permit requires semi-annual collections of sludge samples to test for the presence of metals and to monitor pH levels.

Contact: NJDEP, Environmental Regulation

Division of Water Quality

Bureau of Nonpoint Pollution Control

P.O. Box 029

Trenton, NJ 08625-0029 at (609) 292-0407

Permit 5: General Permit for Groundwater Basin Discharges at Operating Landfills (ISGP)(NJ0108308)

Summary: This permit is for site runoff into sedimentation basins, retention basins, detention basins and

surface impoundments (collectively referred to as basins). The runoff (rainwater) flows into basins without contacting garbage in the landfill. Since site runoff at operating sanitary landfills is of similar quality, it is amenable to regulation under a general permit. (Runoff that contacts garbage, leachate, must be collected and treated pursuant to a valid solid waste permit, while soil erosion and

sedimentation is regulated by the Soil Conservation Service.)

Contact:

NJDEP, Environmental Regulation

Division of Water Quality

Bureau of Nonpoint Pollution Control

P.O. Box 029

Trenton, NJ 08625-0029 at (609) 292-0407

Agency:

New Jersey Department of Environmental Protection

Authority:

New Jersey Water Pollution Control Act of 1977 N.J.S.A. 58:10 A-1 et seq.

Estimated

Timeframe:

1 month

Permit:

Sewer Ban Exemption Approval

Summary:

In certain areas, new sewer connections are restricted by the imposition of sewer bans due to inadequate conveyance capacity in conveyance systems and/or treatment at the sewage treatment plant. The sewer ban exemption rules provide a mechanism through which individuals in certain circumstances may obtain an exemption from the ban. The sewerage authorities or the department may be contacted for the status of the sewer connection ban and the procedure for applying for an exemption. A favorable endorsement from the sewerage authority must be obtained before the department's consideration of any sewer ban exemption request. The details of this program are found

under N. J. A. C. 7:14A-22 et seq.

Agency:

New Jersey Department of Environmental Protection

Authority:

Water and Sewerage Laws - N.J.S.A. 58:10A-1 et seq. and N.J.A.C. 7:14A-22 et seq

Contact:

NJDEP, Environmental Regulation

Division of Water Quality

Bureau of Engineering & Construction Permitting North or Bureau of Engineering & Construction Permitting South

P.O. Box 029

Trenton, NJ 08625-0029 at North: (609) 292-6894

South: (609) 984-6840

Estimated

Timeframe:

90 days from submittal of a complete application

NOTE: Contact the office listed above for application forms and checklist of submission requirements.

Permit:

New Jersey Pollutant Discharge Elimination System (NJPDES) - Discharge to Groundwater

Summary:

The lead bureau for a site remediation project reviews and issues groundwater discharge permits related to remediation of a site. Other Discharge to Groundwater permits, such as those related to process wastewaters from industrial facilities, are handled by other groups in the department. The Division of Solid and Hazardous Waste is the lead for DGW permits required for landfills under the Solid Waste Regulations.

Agency:

New Jersey Department of Environmental Protection

Authority:

New Jersey Water Pollution Control Act of 1977 - N.J.S.A. 58:10A-1 et seq. and N.J.A.C. 7:14A-1 et seq.

Contact:

NJDEP, Site Remediation Program Case Manager for Remediation Program

P.O. Box 028

Trenton, NJ 08625-0028

Estimated

Timeframe: Permit-by-rule Site Remediation

NIPDES-DGW Site Remediation

7 days 6 months

NOTE: Contact the office listed above for application forms and checklist of submission requirements.

Permit: Certification of 50 or More Realty Improvements (Sewerage Facilities)

Summary: No subdivision approval shall be granted by any municipal or other authority in the state to cover

50 or more realty improvements until DEP has certified that the proposed water supply and sewerage facilities for realty improvements comply with applicable state standards. DEP will review an application only after the local board of health or planning board has stated that it will grant

subdivision approval.

Agency: New Jersey Department of Environmental Protection

Authority: Realty Improvement Sewerage and Facilities Act - N. J. S. A. 58:25.1 et seq. and N.J.A.C. 7:9A

Contact: Local Board of Health or Planning Board

AND

NJDEP, Environmental Regulation

Division of Water Quality

Bureau of Nonpoint Pollution Control

P.O. Box 029

Trenton, NJ 08625-0029 at (609) 292-0407

Estimated

Timeframe: 180 days

NOTE: Applicants within the Pinelands Area must submit a Certificate of Filing, Notice of Filing,

Certificate of Compliance or a written statement that approval is not required (2 copies).

Applicants should contact the Pinelands Commission at (609) 984-9342.

An application for a project in the Pinelands Area cannot be deemed administratively complete for

review without the above.

Permit: Combined Sewer Systems

Summary: Any person who currently owns and or operates any part of a combined sewer system must obtain a

NJDES Permit. "Combined Sewer System" means a sewer system that is designed to carry sanitary sewage at all times and that also is designed to collect and transport storm water from streets and

other sources, thus serving a combined purpose. (See N.I.A.C. 7:14A-1.9)

Agency: New Jersey Department of Environmental Protection

Authority: New Jersey Water Pollution Act of 1977 N.J.S.A.58:10A-1 et. seq. and N.J.A.C. 7:14A-1 et. seg.

Contact: NJDEP, Environmental Regulation

Division of Water Quality

Bureau of Engineering & Construction Permitting North or Bureau of Engineering & Construction Permitting South

P.O. Box 425

Trenton, NJ 08625-0425 at North: (609) 292-6894

South: (609) 984-6840

Estimated

Timeframe: General Permit Authorization or Individual Discharge to Surface Water Permit: 6 months

WATER QUALITY

These programs regulate the state's coastal nonpoint pollution control programs, conduct stormwater management permitting and planning, and protect fragile wetlands and water-related ecosystems. They also review and approve New Jersey's water quality management and wastewater management plans.

Permit:

Water Quality Certification

Summary:

All projects requiring a federal permit for the discharge of dredged or fill material into state waters and/or their adjacent wetlands also require the State Water Quality Certification which insures consistency with state water quality standards and management policies. Projects of this nature that lie within the Coastal Zone shall receive Water Quality Certification through a Joint Waterfront Development/Water Quality Certification administered by the NJDEP, Land Use Regulation Program. The Waterfront Development Permit application will constitute a joint application for both requirements.

Projects within the jurisdiction of the Freshwater Wetlands Protection Act shall receive a decision on certification through the application for a Freshwater Wetlands or State Open Water Permit. (Please see also New Jersey Pollutant Discharge Elimination System, NJPDES.)

Agency:

New Jersey Department of Environmental Protection

Authority:

New Jersey Water Pollution Control Act - N. J. S. A. 58: 10A 1 to 13 - Federal Clean Water Act

Amendments of 1977, 33 U.S.C. 1251 Section 401

Contact:

For Certification applicability:

NJDEP, Land Use Regulation Program

Application Support Unit

P.O. Box 439

Trenton, NJ 08625-0439 at (609) 777-0456

Estimated

Timeframe:

Projects not under the jurisdiction of Waterfront Development or CAFRA, or projects exempt from the Freshwater Wetlands Act, will be issued individual certificates that can take up to 180 days for issuance. Projects that can be appended to Land Use Regulation Program permits covered under the 90 Day Review Law will be issued within that timeframe. There is no fee requirement.

NOTE: Contact the office listed above for submission requirements.

Permit:

Water Quality Management Plan

Summary:

Water Quality Management Plan Consistency Determinations

Under the New Jersey Water Quality Planning Act (N.J.S.A. 58:11A-10) and the Statewide Water Quality Management Planning rules (N.J.A.C. 7:15-3.1), the Commissioner of the Department of Environmental Protection cannot issue a permit or approval for a project or activity that is inconsistent with the Statewide or area-wide Water Quality Management (WQM) plans. A consistency determination (CD) is the review conducted by the Department to determine whether a particular project or activity conflicts with the Statewide and area wide WQM plans. CD reviews for projects other than Sewer Extension permits or those requiring a Waterfront Development Permit or CAFRA permit should be sent to the Division of Watershed Management.

Water Quality Management Plan Amendments

A Water Quality Management (WQM) plan amendment is the formal procedure by which provisions of the area-wide WQM plans may be changed. A WQM plan amendment may be requested by any interested party, or may be proposed by the Department of Environmental Protection or a designated planning agency.

Watershed Management Plans

A Wastewater Management Plan (WMP) is a document that provides 20-year planning for waste water and certain other water quality concerns. The WMP must address a specific planning area and must be submitted to the Department of Environmental Protection by a wastewater management planning agency within a specified period. After adoption, WMPs become part of the Water Quality Management Plans.

Fact sheets on the above-mentioned Water Quality Management Plans, Wastewater Management Plans and amendments to those plans can be obtained by contacting the Division of Watershed Management.

Agency:

New Jersey Department of Environmental Protection

Authority:

Water Quality Planning Act - N.J.S.A. 58:11A-1 et seq. and N. J.A. C. 7:15-1 et seq.

Contact:

For sewer system projects only:

NJDEP, Environmental Regulation

Division of Water Quality

Engineering & Construction Permitting-North

01

Engineering & Construction Permitting-South

401 East State Street

P.O. Box 029

Trenton, NJ 08625-0029 at: North (609) 292-6894

South (609) 984-6840

For projects requiring permits issued by the Land Use Regulation Program:

NJDEP, Environmental Regulation Land Use Regulation Program Application Support Unit 501 East State Street P.O. Box 439

Trenton, NJ 08625-0439 at (609) 777-0456

For other than above:

NJDEP, Environmental Planning and Science Division of Watershed Management 401 East State Street P.O. Box 418 Trenton, NJ 08625-0418 at (609) 633-1179

Bureaus Within the Division of Watershed Management:

Raritan Bureau	(609) 633-7020
Atlantic Bureau:	(609) 984-6888
Upper Delaware Bureau	(609) 633-3812
Lower Delaware Bureau	(609) 633-1441
Northeast Bureau	(609) 633-1179

stimated

90 days from receipt of a complete request and a complete permit application

NOTE: Contact the appropriate office listed above for submission requirements.

WATER SUPPLY

This program ensures the public health and protection of natural resources by managing public water supplies and activities affecting water quality.

Permit: Permit to Drill Well

In emergency situations, such as construction of replacement wells for loss of supply or for certain Summary:

pollution problems, a well permit may be issued by facsimile. The emergency well permit will allow for the NI Licensed Well Driller to construct the well. The appropriate well permit application and

fee(s) can be sent in immediately thereafter by the NJ Licensed Well Driller.

New Jersey Department of Environmental Protection Agency:

Subsurface and Percolating Waters Act - N. J. S. A. 58:4 A-4.1 et seq. Authority:

NJDEP, Land Use Management Contact:

Water Supply Program Bureau of Water Allocation

P.O. Box 426

Trenton, NJ 08625-0426 at (609) 984-6831

Estimated

Well permit applications may be submitted to the Bureau of Water Allocation by a NJ Licensed Well Timeframe:

Driller of the proper class. If filed properly using the mail service, normal turnaround time is 8 - 10 days.

The Bureau has also provided a process whereby a driller or any representative may expedite the turnaround time of a well permit request. Any completed well permit application may be dropped off in a specially designated mail bin located at the DEP's Main Building, at 401 E.State Street in Trenton, at the third floor reception desk. This process usually reduces the turnaround time by a few days since it bypasses a huge volume of incoming mail which is processed by the department each day.

NOTE: Please contact the office above for the appropriate application forms.

Construct, Modify, Operate Public Water Works Permit:

Approval to construct, modify and operate potable water works, including sources, treatment and Summary:

water distribution facilities, is required for all water systems intended to serve 15 or more service

connections or serving 25 residents on a year-round basis.

Approvals are required to construct additions and improvements of transmission and distribution mains that propose more than 15 new service connections, have a demand of more than 6,000 GPD, are 1,500

or more feet in length or include an interconnection with another Public Community Water System.

New Jersey Department of Environmental Protection Agency:

Water Supply Laws - N. J. S. A. 58:1 2A-1 et seq. and N. J. A. C. 7:10-11 Authority:

NJDEP, Land Use Management Contact:

> Water Supply Program Bureau of Safe Drinking Water

P.O. Box 426

Trenton, NJ 08625-0426 at (609) 292-5550

Estimated

Treatment Modifications Timeframes:

Distribution Modifications New Surface Source

New Public Water Systems New Well

10 months 33 1/2months* 32 months*

6 2/3 months

6 months

*These estimates also include average times taken for construction of the facilities. Formal permits are issued after the new sources have been constructed, tested, and inspected. NOTE: Please contact the office above for the appropriate application forms and checklist of submission requirements.

Permit: Physical Connection

<u>Summary</u>: "Approved Physical Connection Installation" means a double check valve assembly or a reduced pressure zone backflow preventer assembly that is designed and installed in accordance with these regulations.

An approved physical connection shall be installed and a permit obtained from the department for every physical connection between a public community water system and any unapproved water supply, or, where dual but physically separate piping, one from a public community water system and the other from an unapproved water supply, enter a common building.

"Unapproved Water Supply" means any water source or supply which is not a Public Community Water System such as wells, cisterns, lakes, streams, rivers, ponds, potable public non-community and non-public water systems or process water systems where the source may or may not be public community water but where the water purvevor has no control over the system, such as fire protection systems with additives, cooling towers, storage tanks, contact or no-contact cooling water

systems and recovery tanks.

Agency: New Jersey Department of Environmental Protection

Authority: Water Supply Laws - N. J. S. A. 58 ~ 9.1 et seq. and N. J. A. C. 7:10-10.1 et seq.

Contact: NJDEP, Land Use Management

Water Supply Program Bureau of Safe Drinking Water

P.O. Box 426

Trenton, NJ 08625-0426 at (609) 292-5550

Estimated

Timeframe: Original Permit 30 days

Renewal Permit 30 days

NOTE: Please contact the office above for appropriate application forms and checklist of

submission requirements.

Permit: Water Allocation (Diversion of Surface or Subsurface Waters for Non-Agricultural Purposes)

Summary: Any person diverting more than 100,000 gallons of water per day (70 gpm) from surface or ground

water for non-agricultural purposes is required to establish should be his/her, privilege to divert water by obtaining a water supply allocation permit. Applications are required for the initial

allocation permit, renewal permits and permit modifications.

Agency: New Jersey Department of Environmental Protection

Authority: Water Supply Management - N. J. S. A. 58A:1 et seq. and N. J. A. C. 7:19 et seq.

Contact: NJDEP, Land Use Management

Water Supply Program Bureau of Water Allocation

P.O. Box 426

Trenton, NJ 08625-0426 at (609) 292-2957

Estimated

Timeframe: Modifications (no public hearing) 465 days

New Permit - Surface/Groundwater
Renewals
Dewatering, Modifications, Initial Public Hearing
465 days
730 days

Jewatering, Modifications, Initial Fublic Flearing 150 days

NOTES: Please contact the office above for the appropriate application forms and checklist of submission requirements.

As a policy, the DEP reviews new applications and modifications before renewals, thus creating a longer time for renewals. Permits up for renewal often are extended for up to 12 months after the expiration date of the permit in order to accommodate the permittee.

Permit: Water Lowering-Water Diversion

Summary: A water lowering permit is required by any person, corporation or agency to shut off or draw off any

pond, stream or lake in the state except if the water body has no inlet or outlet. A permit may be required if contaminated sediment removal is necessary during cleanup. The permit is issued for the prime purpose of protecting the state's fishery resources and is valid for a specific duration. The permittee is responsible for preventing the destruction of fish life. General permit requirements usually limit water lowering to a depth of four feet in the fall and winter months. If a more extensive water lowering is needed, the applicant may be responsible for providing for the transfer of fish to other state designated water bodies and restocking the water body if open to public access. The

bureau should be contacted for details.

If the water lowering involves pumping and a lowering of adjacent ground water, a temporary dewatering permit may be required. For more information, call the Bureau of Water Allocation at (609) 292-2957.

Agency: New Jersey Department of Environmental Protection

Authority: Fish and Game Laws - N. J. S. A. 23:5-29

Contact: NJDEP, Natural & Historic Resources

Division of Fish, Game & Wildlife Bureau of Freshwater Fisheries

P.O. Box 394

Lebanon, NJ 08833 at (908) 236-2118

Estimated

Timeframe: Review of plans which result in the issuance of a water lowering permit for ponds, streams or lakes

in the state usually does not exceed 30 days.

NOTE: Please contact the office above for the appropriate application forms and submission requirements.

Permit: Water Use Registration

Summary: Any person who has the capability to divert more than 100,000 gallons of water per day (combined

total of 70 gpm from one or more sources) but who diverts less than that quantity must register their

diversion sources and report water use on an annual basis.

Agency: New Jersey Department of Environmental Protection

Authority: Water Supply Management Act - N. J. S. A. 58A:1 et seq. and N. J. A. C. 7:19 et seq.

NJDEP, Land Use Management Water Supply Program Bureau of Water Allocation

P.O. Box 426

Trenton, NJ 08625-0426 at (609) 292-2957

Estimated

Contact:

Timeframe:

The Department has 30 days to assign a registration number after an application is received. NOTE: Please contact the office above for the appropriate application forms and submission requirements.

CERTIFICATION AND LICENSING PROGRAMS

These programs protect the public interest by ensuring that individuals who possess the license have sufficient knowledge and training to perform their specialty.

Miscellaneous

Sea and Harbor Pilot License:

Apprentice Sea and Harbor Pilot

Agency:

New Jersey Department of Environmental Protection

Authority:

Pilots - N.J.S.A. 13:8-1 et seq.

Contact:

Board of Commissioners of Pilotage

P.O. Box 1022

Rahway, NJ 07065-1022 at (201) 435-9424

Application

Review:

To ensure safe and efficient harbor navigation and shipping, the Board of Commissioners of Pilotage licenses New York harbor pilots after examining their qualifications, including employment and, in particular, their knowledge of the tides, soundings, bearings and distances of the several shoals, rocks,

bars and points of land in the harbor. Apprentice harbor pilots are also registered.

Certificate:

Certified Tree Expert

Agency:

New Jersey Department of Environmental Protection

Authority:

The Tree Expert Act - P. L. 1940, c. 100

ontact:

NJDEP, Natural and Historic Resources, Division of Parks & Forestry

Board of Tree Experts

P.O. Box 404

Trenton, NJ 08625-0404 at (609) 984-3850

Exams

Administered: Tests are given once a year in July and certificates for those passing the test are issued the following fall.

Application

Review:

The Act insures that the public can employ tree surgeons and arborists who are competent and trustworthy. After having passed an examination before the Board of Tree Experts, tree surgeons and arborists may present themselves to the public as a "Certified Tree Expert." Qualifications are based upon education, preferably in forestry or agriculture, and on-the-job experience. The examinations cover the theory and practice of tree care, including such courses as botany, plant physiology,

dendrology, entomology, plant pathology and agronomy.

Pesticides

License:

Commercial Pesticide Applicator

Private Pesticide Applicator

Pesticide Dealer

Agency:

New Jersey Department of Environmental Protection

Authority:

Pesticide Control Act - N. J. S. A. 13:1 F-1 et seq. and N. J. A. C. 7:30 - Subchapters 3, 6 & 8 -

Pesticide Applicators & Private Pesticide Applicators

Contact:

NJDEP, Compliance and Enforcement

Pesticide Control Program Bureau of Pesticide Operations

P.O. Box 411

Trenton, NJ 08625-0411 at (609) 530-4070

Exams

Administered: 11 times a month

Application

Review:

Examination dates and locations are established for the upcoming year by the end of the previous calendar year. Applicants should contact the bureau for current information and examination

requirements and procedures. Licenses are renewed annually.

Commercial Pesticide Applicator - Any person who uses or supervises the use of any pesticide for non-agricultural purposes, any person who uses or supervises the use of pesticides on a "for hire" basis and any employee of a government agency who engages in the use and application of pesticides within the scope of his employment is considered a commercial applicator. Examples of commercial applicators are exterminators, landscapers, tree service people, aerial applicators, weed control firms, pet groomers, and applicators for apartments, motels, nursing homes and restaurants. Private applicator - Any person who uses or supervises the use of any pesticide, classified as restricted use, for purposes of producing an agricultural commodity on property owned or rented by him/her or his /her employer. Examples of private applicators are dairy farmers, vegetable or fruit

growers, greenhouse growers, ranchers, nurserymen, and home gardeners.

Pesticide Dealer - Any person who distributes, sells or offers for sale, or who supervises the distribution, sale or offering for sale of any restricted use pesticide to an end user.

Certification through examination is required for initial license registration. Certification must be renewed every five years through re-examination or accumulation of recertification credits, except

for Pesticide Dealer certification which does not require recertification.

License:

Pesticide Operator

Pesticide Applicator Business Pesticide Dealer Business

Agency:

New Jersey Department of Environmental Protection

Authority:

Pesticide Control Act - N. J. S. A. 13:1 F-1 et seq. and N. J. A. C. 7:30- Subchapters 5, 7, & 4 -

Pesticide Operators, Pesticide Applicator Businesses & Pesticide Dealer Businesses

Contact:

NJDEP, Compliance & Enforcement

Pesticide Control Program Bureau of Pesticide Operations

P.O. Box 411

Trenton, NJ 08625-0411 at (609) 984-6647

Application Review:

Applicants should contact the bureau for current information and registration requirements.

Licenses are renewed annually.

<u>Pesticide Operator</u> - Any person who applies pesticides by equipment other than aerial under the direct supervision of a responsible pesticide applicator. The operator is trained by the applicator in

the proper use and application of pesticides. Retraining is required annually.

<u>Pesticide Applicator Business</u> - Any person who either wholly or in part holds him/herself out for hire to apply pesticides in the state. At least one responsible commercial pesticide applicator is

required for registration per business location. Liability insurance is required.

<u>Pesticide Dealer Business</u> - Any person who ultimately controls the transactions conducted by and the operation of a pesticide outlet. At least one responsible pesticide dealer is required for

registration per business location.

Radiation

License: Radon Measurement Technician

Radon Measurement Specialist Radon Mitigation Technician Radon Mitigation Specialist Radon Measurement Business Radon Mitigation Business

Summary:

Pursuant to the regulations, persons who wish to provide radon testing or radon mitigation services

in New Jersey must be certified. Radon measurement businesses and radon mitigation businesses

must also be certified. As defined by the regulations:

Certified radon measurement technician means a person certified to perform radon and radon

progeny measurement activities.

<u>Certified radon measurement specialist</u> means a person certified to perform and/or evaluate radon

and/or radon progeny measurements for a certified radon measurement business.

Certified radon mitigation technician means a certified person who installs and/or supervises the

installation of radon mitigation or safeguard systems in buildings.

Certified radon mitigation specialist means a person who is certified to evaluate diagnostic tests to

determine appropriate radon mitigation and safeguard strategies for a building.

<u>Certified radon measurement business</u> means a commercial business enterprise certified to sell

devices or test for radon and/or radon progeny.

Certified radon mitigation business means a commercial business outlet certified to design and/or

install systems in buildings to mitigate and safeguard against radon contamination.

Agency:

New Jersey Department of Environmental Protection

Authority:

Radiation Protection Act - N. J. S. A. 13:1 B-3 et seq. and 26:2D-1 et seq. and N. J. A. C. 7:28-4

Contact:

NJDEP, Environmental Regulation

Bureau of Environmental Radiation

Radon Section P.O. Box 415

Trenton, NJ 08625-0415 at 1-800-648-0394

Application

Review:

Applicants should contact the section for current information and registration requirements.

Licenses are renewed annually.

License: Chest X-Ray Technologist

Dental X-Ray Technologist
Diagnostic Radiologic Technologist
Nuclear Medicine Technologist
Orthopedic X-Ray Technologist
Podiatric X-Ray Technologist
Radiation Therapy Technologist

Urologic X-Ray Technologist

Agency: New Jersey Department of Environmental Protection

Authority: N. J. S. A. 26:2D-24 et seq. and N. J. A. C. 7:28:-1.1 et seq.

Contact: NJDEP, Environmental Regulation

Bureau of Radiological Health

P.O. Box 415

Trenton, NJ 08625-0415 at (609) 984-5890

Exam

Administered: Dental X-Ray Technology exams are given nine times a year and Podiatric X-Ray Technology exams

are given as needed. All other categories are administered three times a year.

Application

Review: Examination dates and locations are established for the upcoming year by the end of the previous

calendar year. Applicants should contact the Bureau of Revenue for current information and

examination requirements.

All license categories are renewable every two years with the exception of Nuclear Medicine Technologist licenses, which are renewed annually. If a Nuclear Medicine Technologist fails to renew the license for three years, or a Radiological Technologist from any category listed above does not renew the license for five years after the expiration date, that name is deleted from all computerized and manual records. To renew after deletion, the person must go through the entire

testing procedure again.

Water

License: Landscape Irrigation Contractor Certification

Agency: New Jersey Department of Environmental Protection

Authority: N. J. S. A. 45:5AA-1 et seq.

Summary: A certificate shall be obtained from the Landscape Irrigation Contractors Examining Board for the

construction, repair, maintenance, improvement and alteration of any portion of a landscape irrigation system, including required wiring within that system and connection to the required power supply and the installation and connection to a public or private water supply system under the terms and conditions of a contract. Public employees performing work on the property of a public entity, vendors of landscape irrigation equipment who perform only vendor services, agricultural irrigation contractors, plumbing contractors, and employees of landscape irrigation contractors are exempt. After the initial examination and issuance, the certificates are renewable

every two years.

Contact:

NJDEP, Management & Budget

Contracts & Administrative Operations Examinations and Licensing Unit

P.O. Box 441

Trenton, NJ 08625-0441 at (609) 777-1013

License:

Pump Installer

Test Boring Dewatering Journeyman Well Driller Master Well Driller

Agency:

New Jersey Department of Environmental Protection

Authority:

N. J. S. A. 58:4A-6, N. J. S. A. 58 ~ 64 and N. J. A. C. 5: 1 4B-1

Contact:

NJDEP, Management & Budget

Contracts & Administrative Operations Examinations and Licensing Unit

P.O. Box 441

Trenton, NJ 08625-0441 at (609) 777-1013

Exams

Administered: Two times a year

Application

Review:

Examination dates and locations are established for the upcoming year by the end of the previous calendar year. Applicants should contact the Examination and Licensing Unit for current in

formation and examination requirements.

License:

Water Laboratory Certification

Agency:

New Jersey Department of Environmental Protection

Authority:

N. J. A. C. 7:18

Contact:

NJDEP, Environmental Regulation

Office of Quality Assurance

P.O. Box 424

Trenton, NJ 08625-0424 at (609) 292-3950

Application

Review:

The Office of Quality Assurance, (609) 292-3950, is responsible for the technical aspects of this program

while the Examinations and Licensing Unit is responsible for the administrative aspects.

The Examinations and Licensing Unit reviews the application packages submitted by new laborato

ries to ensure that the application is filled out in its entirety and all required supporting

documentation and the correct fee are attached. The unit also reviews the educational and experi ence qualifications of the laboratory's supervising personnel. Once the application is complete and accepted by the bureau, it is forwarded to the Office of Quality Assurance for technical review.

All laboratories must renew their certification annually. If a laboratory has not renewed by March 30 of the current fiscal year, it is placed on inactive status. If it has not renewed by April 30, the

laboratory is dropped from the program.

License: Public Water Distribution System (W-1, W-2, W-3, W-4)

Public Water Treatment System (T-1, T-2, T-3, T-4) Public Wastewater Treatment System (S-1, S-2, S-3, S-4) Public Wastewater Collection System (C-1, C-2, C-3, C-4)

Industrial Wastewater Treatment System (N-S, N-1, N-2, N-3, N-4)

Agency: New Jersey Department of Environmental Protection

Authority: N. J. S. A. 58 ~ 64 and N. J. A. C. 7:10-13

Contact: NJDEP, Management & Budget

Contracts & Administrative Operations Examinations and Licensing Unit

P.O. Box 441

Trenton, NJ 08625-0441 at (609) 777-1013

Exams

Administered: Three times a year.

Application

Review: Examination dates and locations are established for the upcoming year by the end of the previous

calendar year. Applicants should contact the Examinations and Licensing Unit for current informa-

tion and examination requirements.

Licenses are renewed annually.

The Association of Boards of Certification (ABC) has a reciprocity agreement with the State of New Jersey for licenses for Water Treatment System, Water Distribution System and Wastewater Treatment System. An operator may take ABC's examination and receive a certificate for the level passed; or, if an operator holds a license in one of the 27 states that have reciprocity with ABC, ABC will issue the operator an equivalent license. If an operator with an ABC certificate applies for certification in New Jersey, an application must be completed and the appropriate fee submitted. The application is then reviewed by the Board of Examiners and, if approved, a license is issued.

Underground Storage Tank Services

License: Individual Certification

Firm Certification

Agency: New Jersey Department of Environmental Protection

Authority: N. J. S. A. 58:10A-24 - Underground Storage Tank Services Certification Act

Contact: NJDEP, Management & Budget

Contracts & Administrative Operations Examinations and Licensing Unit

P.O. Box 441

Trenton, NJ 08625-0441 at (609) 777-1013

Exams

Administered: Three times a year: January, May and September

Application

Review: Certification is required for individuals or firms performing the following classifications of services:

installation of entire systems and release detection monitoring systems (excluding activities for which a Well Driller's license is required); closure; tank testing; subsurface evaluation; and corrosion protection

system analysis.

Professional engineers licensed in New Jersey are exempt from the examination and fee requirements of the law. Plumbing contractors engaged in installation, closure, or testing services on waste oil underground storage tanks are also exempt.

Certification of a business firm engaging in regulated tank services is accomplished by the certification of an owner, partner, or officer of a corporation. Firms must maintain financial assurance of at least \$250,000.

Persons wishing to be certified who do not meet any of the exemption criteria must apply to the department on the prescribed forms to take a proficiency exam. Appropriate education, experience, and training must be demonstrated through a signed certification by the applicant. Examinations are given for each classification of services. There are application and certification fees.

The law provides for attendance at a department approved training course on the department's rules and regulations concerning underground storage tanks within one year of certification for Professional Engineers, exempted plumbing contractors, and persons initially certified via a grandfather exemption. As a condition of recertification, all certified individuals, regardless of the method of certification, must indicate attendance at one of these courses.

Certifications are renewed every three years.